

REPORT OF THE FINANCE COMMITTEE

December 4, 2006

A meeting of the Finance Committee was held on Monday, December 4, 2006 at 7:00 p.m. in the Aldermanic Chamber.

Mayor Bernard A. Streeter presided.

Members of the Committee present: Alderman-at-Large Steven A. Bolton, Vice Chair
Alderman-at-Large Fred S. Teeboom (7:05 p.m.)
Alderman-at-Large David W. Deane
Alderman Robert A. Dion
Alderman Daniel L. Richardson
Alderman Richard P. Flynn

Members not in Attendance:

Also in Attendance: Alderman Mark S. Cookson
Steve Williams, Exec. Dir., Nashua Reg. Planning Comm.
Mark Sousa, Transit Manager
Amy Gill, CSO Storm Water Engineer
Carol Anderson, Chief Financial Officer/Comptroller

Mayor Streeter

Subject to the committee's approval, I would ask that the item under communications relative to the NRPC contract be the first order of business.

MOTION BY ALDERMAN BOLTON TO TAKE FROM THE TABLE THE COMMUNICATION FROM MAYOR BERNARD A. STREETER RELATIVE TO NRPC CONTRACT REGARDING THE BROAD STREET PARKWAY MOTION CARRIED

From: Mayor Bernard A. Streeter
Re: NRPC Contract regarding the Broad Street Parkway

Mayor Streeter

Thank you for joining us Mr. Williams. There continues to be some concern by members of this committee relative to the contract regarding the Broad Street Parkway, and the request was made that you visit us once again in hopes that some unanswered questions could be responded to.

I am not sure what they are because I think that you have appeared before this committee and others relative to the contract relative to the Broad Street Parkway, but we appreciate your being here. It is my understanding that Alderman Richardson has some questions.

Alderman Richardson

Yes I do sir. Director Williams thank you for showing up and helping us out with this. There was a communication between yourself and the Mayor – I believe it was a phone conversation that went on and I believe you were the one that documented the conversation and then it was forwarded on to us by the Mayor. It left some questions that at least I didn't understand. What I did is I forwarded to the Mayor and all of the members of this committee some questions that I have. There are only 5 questions. The first one at the Budget Committee meeting where we discussed this, and I ended up coming up with the resolution, which was subsequently passed. You had expressed confidence that the money was adequate and you went on to describe your concepts for that. One of the things I wanted to ask about that given that you have confidence that the money is adequate – I was wondering what the minimum number of bids – minimum number of firms that we would go to and solicit for a bid.

Steve Williams

I think on the list that we have for this project, we identified 12 firms that we were going to send proposals to, and then generally and this is the procedure we follow in this case, when we send out requests for proposals like this we not only send full proposals to a certain number of firms, but there is a larger number of firms, 40 or 50 some odd, that we would send notification that the RFP was available from our web site so that they could also pull that down and review it and possible propose if they were interested. I fully expect that in the case of this project we will be sending out either that notification or the full RFP to something on the high side of 50 firms, and I would hope that we would get solid proposals from between say 4-8 of them.

Alderman Richardson

That is the other question – what is the minimum number of bids that we would want secured before we go ahead and choose among them?

Steve Williams

We would obviously like to see a number of them. At least I would say 4 or 5, but in a request for proposal process, there are occasions where because of market conditions, the special requirements of the work or something else you might only get 1 or 2, and there is nothing to prevent you from choosing between those 1 or 2 if they are adequately qualified to do the work that is being requested.

Alderman Richardson

I see. So we really don't have a minimum it could be one is what you are saying?

Steve Williams

I have been in situations where we have put out an RFP and only gotten one response, but we have so elected to go with that particular proposer because they were highly qualified and had a good proposal. I don't expect that is going to be the case on this particular piece of work. I have just sort of rumors of this project on the street have lead to contacts by me and I think the city staff with between 6-8 consultants already who have called seeking information on the RFP.

Alderman Richardson

So really that ends up defining the minimum number of firms, which would be interviewed and evaluated for selection prior to the selection of the study contractor?

Steve Williams

Sure. I think my hope is that we will get 4 good firms to interview, but it will depend on how many respond.

Alderman Richardson

I have a question for the Mayor. Has any contractor already been selected?

Mayor Streeter

Not to my knowledge.

Alderman Richardson

Has any contractor already been working on this study in advance of an agreement approval?

Mayor Streeter

Not to my knowledge.

Alderman Richardson

To date has any money been paid or agreed to be paid from any city account or has any liability involving the expenditure of any money been incurred for the conduct of this engineering study?

Mayor Streeter

No.

Alderman Richardson

Back to you Director Williams – the NRO which this agreement says that it will be consistent with is NRO 2-248, which is professional services category. There are 11 categories of evaluation criteria. Is it the intention of NRPC to do an evaluation with regard to those 11 areas of criteria?

Steve Williams

We could. I certainly wouldn't have a problem doing that.

Alderman Richardson

I guess the reason I am asking the question is because the agreement says that it would be consistent with the NRO so I was actually maybe should I just ask how will it be consistent with the NRO?

Steve Williams

We will conduct a procurement for professional services process, which is consistent with the NRO and with the policy that we at NRPC have in place, which is also consistent with similar policies established by both the State of New Hampshire and the Federal Government. We will use that approach to solicit proposals for this project and select proposers. Those policies all have slightly differing collections of criteria that might be used, and so as I say I would not have any problem using the criteria that are identified in the city's ordinance or regulation for this particular project.

Alderman Richardson

Now each of the firms that we get bids back from, that you get bids back from, will each firm be evaluated in the same criteria?

Steve Williams

Sure. We form a steering committee or we already have formed a steering committee for the project. We prepare the RFP, we release that in the manner that I identified a moment ago, we then conduct what we call a pre-proposal conference where we require all those that are interested in proposing on the project to come in and receive a briefing on the request for proposals, and also ask any questions that they might have. Typically we do not allow any questions by the proposers outside of that conference. They then have three weeks after the pre-proposal conference to put their proposals together and submit them. We always specify exactly the pieces that are to be included in those proposals. We keep a written log of when they come in by date and time. We generally cut them off at noon on the day that we specified. We require enough copies to be reviewed to have sufficient copies to be reviewed by each of the committee members and also have a file copy. We then send them out to the committee members.

While the proposals are being prepared by the consultants we as a committee generally have a meeting and identify the criteria we are going to use to evaluate them. Each of the committee members evaluates them based on those criteria. We have a meeting to select the proposers that we intend to interview. We schedule those interviews. We generally try to conduct all of the interviews in one day, and then as a committee we score the proposers based on the criteria and identify the consultant that we believe is most qualified to conduct the work. Then we enter into a contract negotiation process with that consultant regarding the actually getting to a contract and a cost for the project.

Alderman Richardson

Thank you. One last question in this particular area is would NRPC feel uncomfortable sharing the results of their evaluation with the Finance Committee?

Steve Williams

I don't have any problem sharing them with you no. They are public information.

Alderman Richardson

How would we then have access to that?

Steve Williams

They don't become public information until after we complete the evaluation and the contract negotiation at that point we could give you a summary of our evaluation for each of the proposing firms.

Alderman Richardson

Okay. Thank you. Then have questions related back to the Budget Committee meeting of August 6th wherein the discussion – Alderman Deane asked the question and you responded where you described the process at that time that you thought would take place, and in that description you indicated that a contract would be negotiated and ultimately presented to the Finance Committee I suppose for their approval at which point it would be ultimately acted upon and the consultant would start the work – from the text of the e-mail that we have gotten recently it would appear that there is now a different thought. I was wondering if you could explain the seemingly dichotomy there.

Steve Williams

In the Budget Committee discussion on the 6th of August, the discussion that was taking place at that point in the meeting was a discussion of different ways in which the project could be managed, the RFP or the proposals could be solicited and the contract ultimately could be managed. There are two ways that NRPC has worked with the city on contracts in the past. One of those ways is the way that is identified in the particular contract that is under consideration this evening where the City of Nashua treats NRPC as a contractor and then NRPC with the help of a steering committee composed of city staff members and in this case a member of the Board of Aldermen go through a selection process for the sub-consultant and a contract is ultimately executed between NRPC and that sub-consultant. In that case, NRPC is basically acting as the lead consultant to the city and whatever professional firm is selected is acting as a sub-consultant and is actually in a contractual relationship with NRPC and is being paid by NRPC based on NRPC's receipt of payments from the city. That is one way we do it.

Another way in which contracts of this type have been done between the city and NRPC is that the city takes the lead role and actually executes the contract with the consultant in which case the city follows its process – generally through Public Works and Administrative Services, and NRPC simply acts as an administrator or another consultant under contract to the city.

At the time we were having the discussion in the August 3rd meeting, there were a number of different questions that we being raised about different possibilities for how this could all be done, and at the time I thought you were talking – the questions that were being asked and the conversation that was taking place was directed toward the second of those two alternatives. That may have been a misunderstanding on my part, but that is honestly what I thought was going on, and as things turned out we ended up with a contract that was aimed at the first of those two alternatives.

In the first of those two alternatives, I would not have suggested that we send the contract to the Finance Committee for approval. Ultimately it is a contract between NRPC and that consultant, and it is our responsibility to make sure that the contract is adequately or the consultant is adequately procured, the contract is adequately structured, and our responsibility to control the costs and manage the work, and ultimately it is my signature on the contract. In that case, it is my

responsibility to make sure that all that takes place and no I would not propose to send that kind of contract to the Finance Committee.

Alderman Richardson

My final area of questions has to do with the tone of the Mayor's e-mail, which transmitted your e-mail. The tone was that due to this added clause in the agreement that there is some question whether NRPC would be interested in continuing to work with this city – that future work together would be compromised or in jeopardy. I didn't read that in your e-mail and I wasn't certain if that is what you intended.

Mayor Streeter

I think before you answer the question Mr. Williams the additional question that Alderman Richardson posed in his e-mail was does NRPC truly intend brinkmanship just to avoid Finance Committee approval as the Mayor's e-mail suggests. First of all my e-mail did not suggest it. I just put into the e-mail what Mr. Williams wrote. In answering that question I think you ought to – the intent certainly was to try to imply that you were using brinkmanship just to avoid Finance Committee approval, and I strongly object to that because I don't think that is a correct question to be asked of you Mr. Williams by any member of the Finance Committee.

Alderman Richardson

In fact that is not what I intended at all. What I intended was ...

Mayor Streeter

I am reading your language Alderman Richardson.

Alderman Richardson

That is right.

Mayor Streeter

And this is exactly – you are quoted as saying “Does NRPC truly intend brinkmanship just to avoid Finance Committee final approval as the Mayor's e-mail suggests?”

Alderman Richardson

That is right.

Mayor Streeter

And I say my e-mail didn't suggest it, but furthermore I think to ask that question goes beyond the scope of a member of this committee.

Alderman Richardson

Sir. What I am saying here is that your e-mail conveyed that content not Director Williams' e-mail. That is why I am saying to him now this question – is your interpretation correct? I am asking Director Williams if your interpretation is correct.

Mayor Streeter

Have you had an opportunity to read my e-mail?

Steve Williams

No, I actually have not had a chance to read the Mayor's e-mail.

Mayor Streeter

It is really just an e-mail from me forwarding your comments.... Do you have a copy of that e-mail Alderman Richardson?

Alderman Richardson

Yes I do.

Mayor Streeter

Would you read the part of the e-mail that disturbs you?

Alderman Richardson

It says "Since NRPC is now reconsidering their role in administering city contracts I feel we should sit down with Mr. Williams along with Rick Seymour and Kathy Hersh to determine what direction the committee would like to go when it comes not only to this contract, but future contracts as well. As Mayor I feel that NRPC is very qualified....." It is conveying future business.

Mayor Streeter

I take issue with that Alderman Richardson. We are not going to debate my e-mail, but truly you are saying does NRPC truly intend brinkmanship just to avoid approval of this committee. That certainly wasn't the intent of my e-mail nor has Mr. Williams ever even suggested or even thought about that.

Steve Williams

I guess if I might add I think the conversation that I had with the Mayor was to describe the two ways in which we have administered or worked with the city on contracts in the past, and to state to him going back to those two alternatives I suggested earlier that in the case of the first alternative it would not be my – I would not be willing to have those types of consultant contracts submitted to Finance Committee approval simply because those are contracts between NRPC and the consultant. In the second case, obviously those types of contracts where the city is the one actually soliciting the proposals and ultimately approving the contract, of course that would go to the Finance Committee. My purpose in the whole discussion was simply that I wanted to have

clarity about the type of approach the city wanted to use in the future and I wanted clarity about the expectations with regard to this particular contract.

That is why I chose to respond that I was not willing to sign the agreement with the additional condition that the consultant contract go to the Finance Committee.

Alderman Richardson

I concur with the Mayor's final statement here where he says we cannot and should not lose our ability to select NRPC to administer contracts. I absolutely agree with that. What you have just stated was what my impression was of your e-mail is that this was not to throw away all future business with Nashua – that would be a strange position, and that is why I did not understand that interpretation. Thank you very much. Those are all of my questions.

Mayor Streeter

Are there any further questions of Mr. Williams?

Alderman Teeboom

Do you think you can get this job contracted out for \$135,000?

Steve Williams

That is still our intent, and I am fairly confident that we can do that yes.

Alderman Teeboom

Just going back to the procedure for selecting a contractor – do you have in your procedures an appeal process that there is a bidder and one bidder says you look at your results and he doesn't like your conclusion because it is somewhat subjective – can that bidder appeal? Do you have an appeal process in the NRPC to allow appeal?

Steve Williams

There is an appeal process under our policy and the appeals from the steering committee go to our executive committee, which this year is Chaired by Director Hersh.

Alderman Teeboom

They can override your decision?

Steve Williams

I think under the policy they can that is right.

Alderman Teeboom

Thank you.

Mayor Streeter

Are there any further questions of Director Williams?

MOTION BY ALDERMAN BOLTON THAT THE CONTRACT WITH NRPC BE APPROVED WITHOUT THE CONDITION OF FINANCE COMMITTEE APPROVAL AS TO THE SUB-CONTRACTOR

ON THE QUESTION

Alderman Richardson

I am happy to support that motion now that we know that we will have access to the evaluations of the contractors and those results.

MOTION CARRIED

Alderman Deane

I would respectfully request that the line with the funding be added.

Mayor Streeter

I think that was in the original motion was not to exceed \$150,000.

Alderman Deane

I have a copy of it right here if you need the numbers.

Alderman Flynn

Thank you.

COMMUNICATIONS

From: Janice Tremblay, C.P.M., Purchasing Manager
Re: Change Order No. 4 to Construction Contract for
Nashua Transit Garage on Riverside Street

MOTION BY ALDERMAN FLYNN TO ACCEPT, PLACE ON FILE AND APPROVE CHANGE ORDER NO. 4 IN THE AMOUNT OF \$11,652. FUNDS ARE AVAILABLE IN ACCT. #774-01318-3718

ON THE QUESTION

Alderman Deane

I had a question on contingency level of the project.

Mark Sousa

We have a contingency for the whole project of the riverside rehab. We actually took that over. The contingency right now is over \$100,000 as of today.

Alderman Deane

The other change orders that we approved on November 15th I believe it was – were those reduced from the \$100,000?

Mark Sousa

That \$100,000 was actually run today, but I will caution that we do have some outstanding bills coming in from rehab fit up that we will have to utilize some of those funds for.

Alderman Deane

Thank you.

Alderman Richardson

Mr. Mayor I note in here a letter from you to Finance Committee – it is approving this before it reached the Finance Committee. The amount is \$11,652. It says a need for immediate action – work must continue to move along as there is a forecast for freezing temperatures and snow that will jeopardize completion of the project.

Mayor Streeter

That is correct.

Alderman Richardson

I was reading the ordinance that you cite for taking this action. In here it says the Mayor makes a written finding that immediate contract amendment is required to protect the public health or safety or to avoid substantial financial loss to the city and that circumstances do not permit the convening of a special meeting of the Finance Committee in time to deal with the crisis. Written finding, etc. shall be given to the Finance Committee.

Mayor Streeter

You read it correctly Alderman Richardson.

Alderman Richardson

In looking at the content of work involved here I was trying to figure out of these items which of these items are actually in crisis due to falling temperatures and snow. I was interested if I could ask about which of these items in fact is subject to that threat.

Mayor Streeter

I think Mr. Sousa can handle that. Is that your only question about this item Alderman Richardson?

Alderman Richardson

About this content certainly.

Mark Sousa

There are two issues here; one is there would have been a substantial – I would have had to shut down for a week of construction, which does end up being a cost at the end. As it is now we are running it fairly tight. We don't want to go into the winter months with a week in front of us, and the other part of it was if you go down the list of items, we ran into approximately 60 cubic yards of ledge to the south part of the hole we were digging for the underground tank. If we had to stop construction there we would have had to stop everybody because that falls into other items that need to tie into the tanks so when we have plumbers and construction members on site we would have had to have a substantial stoppage of work for that. We had to do that.

The installation of the concrete mat above fuel tank, we had to get that prepared for DES to come down and take an inspection of it. That is required by DES law. We had to get that ready. As we got the hauling off of the site of the ledge we then had to continue to move forward to put the mat to get prepared for DES inspection. The support angles we had our mechanical engineers on site and we had to do the change – again we were talking about substantial stoppage of work. As one contractor finishes up the next one comes in for the air conditioning units and the next one comes in for the roofing – we needed to do this so that it would continue to flow like that.

The door as you look at 4-5 that is actually a credit for our doors. We had to order the doors so we wouldn't have a delay in the delivery of the doors. That is actually a credit that we put on there. The two bollards that Natural Gas Service and the other location that Keyspan required had to go into the ground to dig the hole to get them done.

Alderman Richardson

Can I ask you what a bollard is?

Mark Sousa

Actually if you go out here it is the round cement bollard that allows you not to back into something. In other words they are cement and approximately three feet high so you don't back a truck or anything into the gas meters. I don't know the actual definition, but it is the best I can do.

Alderman Bolton

A bollard is a post that is intending to direct the path of vehicular or pedestrian traffic.

Alderman Richardson

Then there is a final item – installation of additional air line?

Mark Sousa

Correct. I had a discussion with the engineer, and again it is an underground item so it is an underground item within. It was determined that Nashua Transit preferred a full time connection of air compression, and the regulations when we first did them they were above ground. By doing it underground this allows us to have a permanent air supply to the scissor lift. It actually goes completely underground so the buses don't run over the line. It is a permanent fixture for the air compressor.

Alderman Richardson

Those are my questions thank you.

Mayor Streeeter

Are there any further questions?

MOTION CARRIED

From: Janice Tremblay, C.P.M., Purchasing Manager
Re: Amendment No. 1 to Contract for Mine Falls Gatehouse
Historic Preservation Study and Design

**MOTION BY ALDERMAN FLYNN TO ACCEPT, PLACE ON FILE AND APPROVE
AMENDMENT NO. 1 IN THE AMOUNT OF \$44,963.30. SOURCE OF FUNDING IS ACCT.
#352-53075-6513**

ON THE QUESTION

Alderman Teeboom

How much contingency will be left on this contract?

Amy Gill

This money is coming out of HUD grant – the second HUD grant to address improvements at Mine Falls Park. This one specifically is to restore the historic gatehouse. The HUD grant itself was for \$357,660 of which with this amendment we will be up to \$104,000. That remaining money, approximately \$253,000 will be used for the construction.

Alderman Teeboom

What is the \$104,000 for?

Amy Gill

The Louis Berger group was originally contracted through a historic preservation study. Underneath this HUD grant that historic preservation study, which included historical, architectural, and engineering components was contracted for about \$59,000. They completed a very nice historic preservation study with conceptual design in it for under the contract amount by \$6,000. They came in at about \$53,000 for that historic preservation study. Because they did

such a nice job and had the information for the gatehouse we negotiated with them for this design. This would include the design of the recommended improvements to the gatehouse.

Alderman Teeboom

Can you do the construction for the \$253,000?

Amy Gill

I will say that the recommendations that they included for the gatehouse - as you noticed with our amendment 1 we go up to about an item Q. We actually had items that they recommended up to RR to make improvements to that gatehouse, but of course we couldn't afford all of the recommended improvements. We took those that we thought were most important for safety and preservation of the gatehouse such as the new roof, new doors, new windows, and put a cut off point to how much we thought we could afford with the design and construction.

Alderman Teeboom

My main concern with that is you spent about 30% of your money not on construction. That is a lot.

Amy Gill

It includes the study as well. This documents the importance of the gatehouse to development of industrial revolution in Nashua.

Alderman Teeboom

When this is all done what is the intent? Will you be able to go through there and see what the gatehouse used to look like? What is the money going to buy us?

Amy Gill

What we are trying to do is first preserve the building, make sure it is structurally sound that if people were to enter it, it would be suitable. We are trying to preserve the hydraulic components of the gatehouse – there is a quite interested hydraulic gauge inside that is very historic in its manner, we are putting on a new roof again to preserve the building, the windows as well. Eventually we would like to have it open to the public in some manner – whether or not it has to be school groups that have to go through with park personnel. It will probably never be open completely to the public as for tour groups mainly because of the amount of money that will be required to do all of the restorations for the building.

Alderman Teeboom

It is going to be a museum. It is not ultimately going to lift the gate and let water through right?

Amy Gill

Oh no. It would be similar – like the gatehouse in Lowell – they do tour groups through there where you can walk through and see the interior because of course it is a fascination as you walk by just to see what the interior looks like. You can see the counterweight systems that are still in

place. A lot of the pumps are still in there. Right now the Fairground have a student historic preservation group, which has been involved closely with the Division of Public Works for 9 years now and as those groups go through it they age, new youngsters come in and go through tours of the building supervised.

Alderman Teeboom

I must admit I tried to open the gate and get inside and did not succeed.

Amy Gill

I am sure if you would like to contact us we could have you look inside. It is quite interesting.

Mayor Streeter

Would you give Alderman Teeboom a tour?

Amy Gill

I would enjoy giving all of the Aldermen a tour. It is quite fascinating inside.

Alderman Richardson

The first item in the improvements is a sinkhole. I am not aware of a sinkhole there. Could you tell me what the problem is?

Amy Gill

When the gatehouse was originally constructed in 1886 it stood alone where the Nashua Rive on one side, the water would go through the structure immediately into the Mill Pond area so that there was water on either side of the structure. When improvements were made to the hydraulic dam that exists near the gatehouse it required an access road be constructed in order to get their equipment to the dam. In order to construct that access road fill was placed next to the gatehouse on the downstream side so that a road could be constructed. Through this historic preservation study documents were looked for, which determined that the fill that was placed in that area was large rubble, therefore, having many voids in it. What happens is the water seeps through there, the fines go through, and sinkholes repeatedly occur next to the granite wall closest to the gatehouse. A lot of it has to do with the grading as well. Grading is towards the gatehouse rather than away from it.

We need to make those improvements because the sinkholes do occur. What the city does not is we fill them and then fines go through again creating sinkholes and it is just not a safe situation. That conceptual design of the improvement was also included in the historical preservation study.

Alderman Richardson

Thank you.

MOTION CARRIED

From: Janice Tremblay, C.P.M., Purchasing Manager
Re: Amendment No. 1 to Professional Engineering Services Contract
For Construction Phase of Primary Clarifier Rehabilitation

MOTION BY ALDERMAN FLYNN TO ACCEPT, PLACE ON FILE AND APPROVE AMENDMENT NO. 1 IN THE AMOUNT OF \$132,263. SOURCE OF FUNDING IS ACCT. #792-53030-3798
MOTION CARRIED

UNFINISHED BUSINESS - None

NEW BUSINESS - None

TABLED IN COMMITTEE

WARRANT

MOTION BY ALDERMAN FLYNN TO APPROVE WARRANT #10 IN THE TOTAL AMOUNT OF \$12,114,186.76 OF WHICH \$3,190,146.45 ARE ACCOUNTS PAYABLE, \$5,977,487.02 ARE PAYROLL AMOUNTS, \$42,184.45 ARE PREPAY AMOUNTS AND \$2,904,368.84 ARE WIRE TRANSFERS

ON THE QUESTION

Alderman Deane

I just have a question of Mrs. Anderson if she is available. I believe the payroll portion of that was \$5 million. Is that high for some reason?

Carol Anderson

The only thing I could think of it may be for 3 payrolls, but the teacher payroll will also be significant so it depends on when you have that teacher one. I would have to look at it. I believe there might be three payrolls this time.

Mayor Streeter

Are there any further questions?

MOTION CARRIED

DISCUSSION

Alderman Teeboom asked that Alderman Cookson speak on the Beck contract. Mayor Streeter stated the Beck contract is not before the Finance Committee at this point. Mayor Streeter asked for the will of the committee.

Alderman Cookson informed the committee he was interesting in finding out the status of the contract. He is aware it came before the Pennichuck Water Special Committee on 10-23-06 and some requests were made for modification then subsequently he had a conversation with CFO Anderson. The hard copy she displayed to him did not incorporate the edits, which were

expected to be incorporated by 11-8-06. He requested an update on the contract, and a date that it is expected to be before the Finance Committee for approval.

Mrs. Anderson responded the final draft is available. Alderman Cookson questioned the one additional edit that was added. Mrs. Anderson stated there was a misunderstanding where Atty. Upton and Mr. Sansoucy had been removed from several items, and it said it would be directly to Atty. Connell – one of the items (c under article 20) was talking about all correspondence – there was a misunderstanding that all correspondence also would not be sent to Atty. Upton and Mr. Sansoucy. As it is written now just Atty. Connell would receive all correspondence. At this point it will go back to the Special Water Committee and then to the Finance Committee.

Alderman Teeboom mentioned an ordinance that proposes that all matters concerning Pennichuck go directly to the Board of Aldermen.

ADJOURNMENT

MOTION BY ALDERMAN DION TO ADJOURN MOTION CARRIED

The Finance Committee meeting was adjourned at 7:50 p.m.

Alderman Richard P. Flynn
Committee Clerk