

**BOARD OF PUBLIC WORKS  
MEETING OF JUNE 16, 2022  
MEETING MINUTES**

A meeting of the Board of Public Works was held on Thursday, June 16, 2022, at 4:00 p.m., in the Alderman Chamber at City Hall, 229 Main Street, Nashua, NH 03060.

Chairman Donchess declared the meeting to order at 4:00 p.m.

**I. ROLL CALL**

Mayor Donchess

Alright we're going to call the Board of Public Works meeting to order on June 16<sup>th</sup>, 2022. Would, Ms. Fauteux would you call a roll please?

Lisa Fauteux, Director, Division of Public Works

Yes, absolutely.

Mayor Donchess

Here.

Commissioner Moriarty

Here.

Commissioner Shea

Here.

Commissioner Schoneman

Here.

Commissioner Lemen

Here.

Also Present:

Michael B. O'Brien, Sr., Aldermanic Liaison  
Lisa Fauteux, Director, Division of Public Works  
Tim Cummings, Director of Economic Development  
Dan Hudson, P.E., City Engineer  
David Boucher, Superintendent Wastewater  
Jeffrey Lafleur, Superintendent, Solid Waste  
Bryan Conant, Superintendent, Parks and Recreation

Mayor Donchess

Great, thank you. So, we have a, and we have Alderman O'Brien our liaison. I don't see any other members of the Board of Aldermen here.

**II. MOTION: TO APPROVE THE AGENDA AS PRESENTED**

First motion of course is to approve the agenda. Commissioner Moriarty.

**Motion by Commissioner Moriarty:** To approve the agenda as presented.

**MOTION CARRIED: Unanimously.**

**III. MOTION: TO APPROVE THE MINUTES OF THE BOARD OF PUBLIC WORKS MEETING OF MAY 25, 2022**

Mayor Donchess

Next, we have the approval of the minutes. Commissioner Shea.

**Motion by Commissioner Shea:** To Approve the Minutes of the Board of Public Works Meeting of May 25, 2022.

**MOTION CARRIED: Unanimously.**

**IV. PUBLIC COMMENT**

Mayor Donchess

And next have public comment. Is there any member of the public who wishes to address the Board of Public Works? Please come up to the microphone up here, where the podium is.

Denise Muccioli, City of Nashua Resident

Right now?

Mayor Donchess

Yeah, right now. And give your name and address and you have three minutes. Each person.

Thomas O'Brien, City of Nashua Resident

Hello, my name is Thomas O'Brien. We live at 6 Midhurst Road, and I'd like to ask for accommodations. Because of a medical procedure there's no way I can get through this note.

Mayor Donchess

Pardon?

Thomas O'Brien, City of Nashua Resident

Could she read my note? I can't -

Mayor Donchess

Yeah, you want to read his statement?

Denise Muccioli, City of Nashua Resident

Yes. Because he's having trouble with his voice.

Mayor Donchess

Yeah, yeah. Fine, fine.

Denise Muccioli, City of Nashua Resident

Let me know when I can -

Mayor Donchess

Right now. Right now. Just go ahead okay. I suppose technically we would need - we need your name and address as well.

Denise Muccioli, City of Nashua Resident

I'll also be making the statement as well

Mayor Donchess

Alright.

Denise Muccioli, City of Nashua Resident

Denise Muccioli. 6 Midhurst Road. This is Thomas' statement. "I abut Roby Park. Like most abutters I was shocked and disgusted to learn about the 18-hole disc golf course. I oppose this project for so many reasons, but we'll talk about parking and trash. The abutters have a valid concern which is available parking that currently can only support what Roby Park was meant to be: a small neighborhood park and playground. We already have a wide variety of free outdoor activities at Roby. In addition, we already have nine holes of disc golf that are essentially abandoned but could easily be expanded and revived. No need to destroy forest trails, habitats, and wetlands." He said at Greeley Park. Sorry.

"Last summer Alderman Skip Cleaver, Mayor Donchess, and the police department were made aware of safety hazards related to overflow parking. Nothing was done to alleviate the hazards. People entering and exiting the school, church, and condo complexes along Spit Brook Road from Roby Park to just shy of the Spit Brook Road Fire Station during weekend events at Roby can't see oncoming cars and oncoming cars can't see them when event goes park on both sides of the very busy Spit Brook Road. Tickets were given out this weekend. You literally have to inch out inch by inch and pray someone doesn't T-bone you. This photo represents an example.

There are no lights at the entrance of any of the condos, the church, or the school. There have been many accidents at the Oak Hill intersection and with the speed of the cars averaging 45 to 50 miles per hour" I'm sorry his words were 45 miles per hour "posted 25 there could be a fatality. How is a fire engine going to get Sky Meadow for a house fire if cars are parked on both sides of the street and cars are in both travel lanes? There is no place for people to go to make room for the emergency vehicles. By adding a full schedule now of professional frisbee tournaments or disc golf tournament" sorry, his word was frisbee tournaments "on top of all the other activities that Roby, I'm anxious to obtain a written plan" he's anxious to obtain a written plan "the city will address overflow parking. Once a fatality happens it will be too late.

Those golf tournaments can have 100 to 600 or more players not including spectators or support staff. This 18-hole course designed by a professional isn't suitable for a small neighborhood park. Parking at Roby is a problem that the city needs to address now." He suggests the following measures and have event organizations foot the bill.

- put a traffic light at Oak Hill and Spit Brook
- no parking allowed on Spit Brook as it puts pedestrians crossing and bicyclists at unnecessary risk of severe injury or death
- police traffic detail at large events paid for by the event

Mayor Donchess

So, you have 30 seconds left.

Denise Muccioli, City of Nashua Resident

- no parking signs erected on both sides of Spit Brook Road
- move the golf disc to another location that will allow for sufficient parking
- he's asking all of you to approve his request for the Mayor to call a special meeting and to appoint a Roby Park advisory committee to address this project in full

Did you show the picture?

Thomas O'Brien, City of Nashua Resident

Yes

Denise Muccioli, City of Nashua Resident

That's your statement.

Mayor Donchess

Alright thank you very much.

Denise Muccioli, City of Nashua Resident

Thank you.

Mayor Donchess

And now do you have your own?

Denise Muccioli, City of Nashua Resident

I do.

Mayor Donchess

Okay. Now just for clarity just give your name and address before you start.

Denise Muccioli, City of Nashua Resident

Sure. Okay. Let me just catch my breath because I had to read that fast. Denise Muccioli, 6 Midhurst Road. Longtime resident of Nashua. Been using Roby Park trails since 1993.

I take objection at many many things surrounding this project. One being we have a professional disc golf player come into our city and tell us that Roby Park is basically useless. That's not true at all. Roby Park isn't useless. It's used by dog walkers, the school across the street brings its classes, it's used by people wanting to get into nature, relax by the book, and so forth. I'm very concerned about the way this whole thing went through.

I don't see any, the State of New Hampshire did not have any permit application for wetlands, to interfere with wetlands and disrupt wetlands. Nobody filed anything with the State of New Hampshire because I checked. I filed my own complaint on April 29<sup>th</sup>, okay? As far as I know they're still investigating this. What I saw was downed trees and all of the mud that's accompanying when you cut a tree and you're trying to pull out the stump that was all across the brook and you can see where that was because there's fresh foliage here and then you can see the mud that has interfered with the critical wetlands. The Nashua Conservation Committee said that they had concern with the cutting of trees at Roby. I think it was Mr. Sullivan said he was contacted by Commissioner Crook - I hope that's his name - about these critical wetlands.

So, you know, you do a project like that you have to apply for a permit. I don't know if you didn't apply for a permit because you forgot to? You didn't think you needed it? Or it was a strategic move. Because rest assured if I had seen a site variance posted on that property there would be mounting opposition immediately. Immediately. This course is not safe to have on trails with elderly people that can't hear, there's dogs walking, classes walking, a disc can fly anywhere from 40 miles an hour to 80 miles an hour up to 400 feet. I don't think a 10-year-old kid is going to do that, but when you're having professionals using the course and professional level people, you're going to have an issue. Use at your own risk - it's not going to work. You will be sued.

Mayor Donchess

Alright so there's the 30 seconds.

Denise Muccioli, City of Nashua Resident

You will be sued. You're cutting down more than 125 trees that I can see so far. You're interfering with a diverse wildlife habitat. I think you guys had, I think when this was presented to you, you had the wool pulled over your eyes, I really do. I'd like to, I've gotten, we've gotten no communication from anybody other than 3 or 4 Aldermen have given us comments. You can't, I mean we're constituents. Don't we have a right to know what's going on? Time?

Mayor Donchess

Yes.

Denise Muccioli, City of Nashua Resident

Thank you.

Mayor Donchess

Thank you very much. Alright. Any other members of the public wish to address the board?

**V. BOA REFERRAL**

**A. R-22-038 - Authorizing the Mayor and City Treasurer to Issue Bonds not to Exceed the Amount of Two Million and Four Hundred Fifty Thousand Dollars (\$2,450,000) for Walnut Street Oval Intersection Project and West Pearl Street Streetscaping**

Mayor Donchess

Alright we'll go on to item roman numeral 5, Board of Aldermen referral. Commissioner Schoneman.

**Motion by Commissioner Schoneman:** To recommend a positive referral authorizing the Mayor and City Treasurer to issue bonds not to exceed the amount of \$2,450,000 for Walnut Street Oval Intersection Project and West Pearl Street Streetscaping.

Mayor Donchess

Alright, thank you. So, the motion is to make a positive recommendation on this. We have Mr. Cummings and also Mr. Hudson who can address it.

Tim Cummings, Director of Economic Development

Thank you, Mr. Mayor. For the record Tim Cummings, Director of Economic Development, and I'm here before you this evening to ask for your favorable recommendation back to the Board of Aldermen on r22038. It is a bond authorization piece of legislation and as noted it would authorize two projects. One project being the squaring off of the Walnut Street Oval and then coupled with that it would be the streetscaping of West Pearl Street.

The reason why we're asking for this money is the squaring off of the Walnut Street Oval Project has been a project a long time coming. It has been in the state plan for many years, and it is has started to rise to the top. But in addition to that we got a federal commitment for the project recently and with that happening it made sense to pair the two projects together with the West Pearl Street Streetscaping, which is a separate initiative that is a hundred percent designed, but the construction funding is necessary to proceed and so with the state's 2 million dollars it seemed advantageous to move forward now with the with the two projects. With that being said the Walnut Street squaring off of the oval initiative is just starting. That project still needs to be

designed. That will take a year or so to happen and then we would expect construction to happen in the following in the following year.

As I noted, the West Pearl Street Streetscaping actually has been designed. There's a dedicated webpage to this project on the city's website. We've had community outreach meetings, we did a site tour, and in fact the Infrastructure Committee, that's the entity that has jurisdiction over this, approved the preliminary design back in, I want to say mid to late winter of this year, January / February timeframe. And so, we're now at a point of needing to proceed to construction. So, the projects have been in the capital improvement plan and have been favorably recommended and does not affect the capital debt service plan because these projects were planned on and can be accommodated. I'll leave my comments there. Thank you, Mr. Mayor.

Mayor Donchess

Questions or comments from the commissioners? Commissioner Schoneman.

Commissioner Schoneman

It would be nice to see the design given to us in our packet, so we know what we're voting on, what we're approving. Also, the breakdown of the funding package. We don't know what we're shelling out almost two million dollars for. You know there's nothing here. What is streetscaping exactly?

Tim Cummings, Director of Economic Development

So, it's in your - So if I may Mr. Mayor?

Mayor Donchess

Yes.

Tim Cummings, Director of Economic Development

So, the legislation's broken down the two projects for a total of 2.45 million, the Walnut Streetscaping would be \$555,000 and the West Pearl Street Streetscaping would be, you know, just under 1.9 million. And that would be coupled with 2 million that would be coming from the state to do the both projects in its entirety. As I noted there's a webpage dedicated to this project, to the West Pearl Street Streetscaping Project, which has the design. If you were to go there, you could see the design that has been approved by the Infrastructure Committee. That webpage has been on the city's website since January or so. I didn't bring it with me, I mean you could pull it up here if you'd like. But I didn't have it. This was the legislation that was filed with the Board of Aldermen.

Commissioner Schoneman

Okay so we're going to approve this based on not knowing what the design is, not being given any information about how the 2 million dollars is going to be -

Tim Cummings, Director of Economic Development

You're not approving anything. You're just making a recommendation to the Board of Aldermen.

Commissioner Schoneman

Okay, but if we want to make a positive recommendation it should be with a conscience that says, "Okay, yeah, this is a good plan" but we don't have a plan. We weren't given anything.

Tim Cummings, Director of Economic Development

Okay.

Commissioner Schoneman

But apparently that's not relevant, so.

Mayor Donchess

Alderman O'Brien.

Michael B. O'Brien, Sr., Aldermanic Liaison

Yes. You know, I kind of agree in essence with what Commissioner Schoneman is saying. And I find that perhaps maybe it was an oversight, I do not know. But this has been vetted by the Committee of Infrastructure at length. And the Committee of Infrastructure kind of gives it unofficial approval. But to go through the steps to the next phase I think we need the recommendation of this particular board. And looking at the downtown and everything. Yes, there's certain people out there that say we pay too much attention to the downtown, but this isn't the case. The whole downtown at large is a piece of a puzzle and we put these little pieces together and this particular project is part of the pieces to enhance. And it goes along with the performing arts center and will make, you know, the downtown area much better futuristically.

So therefore, it would be my, as Chairman of Infrastructure and also as your liaison, if you were to give a formal approval to this it'd be my pleasure to reintroduce it to the Board of Aldermen and to, you know, have them approve it for final passage. But like I said, it did go before the Committee of Infrastructure, and it was extremely well received.

Lisa Fauteux, Director, Division of Public Works

Would it be possible to perhaps pull up the plan on the website Director Cummings and show the Board of Public Works?

Tim Cummings, Director of Economic Development

Could I sit where you are for 10 seconds?

Lisa Fauteux, Director, Division of Public Works

You absolutely can.

Tim Cummings, Director of Economic Development

So here on your website is the West Pearl Street Streetscaping Project. Here's, you know, just a general condition. Let me bring this down a little bit so people can see it. So, you can kind of see the general condition of West Pearl Street so you can get an understanding of what's out there. There was a presentation done in October of 2021. There was site walks done and then the presentation I referenced that was approved by the Infrastructure Committee was on January 26<sup>th</sup> of 2022.

And as you can see the design here, as laid out. So, the mission is to enhance the value of the city's creative and economic life by engaging artistic, educational, commercial neighbors through excellent design practices and programs. The vision to create a dynamic, and safe urban destination for locals, tourists, patrons, and businesses alike. The values that drove this was collaboration, education, community, inclusion, equity, and innovation.

There's project goals of greening of the street experience, enhancing pedestrian and vehicular safety, building an ADA compliant street, and creating a destination. The investments were planting and soil, sidewalk pavements, curbing, pole lighting, asphalt roadway, pavement markings, furnishings, irrigation, and creating some sort of branding for the streetscape.

We're talking about from Main to Walnut Street which has Elm Street running at the 50-yard line right here. And we'd be looking to add some dynamic features. These are just some visual aids to help show you essentially what we're talking about it -

Commissioner Shea

Is that a rendering of what it's actually going to look like? That picture kind of went by quickly. Yeah, that's a different -

Tim Cummings, Director of Economic Development

Correct, that is not a rendering. What it is, is something that you could suggest would be inspirational okay? Something to give you an understanding as to what we're striving toward.

Commissioner Shea

Thank you.

Tim Cummings, Director of Economic Development

One of the goals of the project would be if you note that as you make Elm Street here as my cursor shows if you ever try to make a left it's pretty tough due to sight distances. So, we'll be looking to make that type of correction. We're also going to be designing the street so you can reverse. So, if ever decided by the city and so you could have it happen that the street would flow in another direction. But as it notes it currently flows from Main Street to the oval. Why it makes sense to connect up the two projects, is you got the oval right here, that's going to need to be squared off. It has been a long-time goal of this city, as I understand it, to do the reversal of West Pearl Street.

So, as we're going to be doing the squaring off of the oval and making the improvements right here, you could do the streetscaping changes as well which would allow for the next iteration of this phased approach of reversing West Pearl Street. Why is that as important is because that is an impediment right now for the Broad Street Parkway or now the Veterans Memorial Parkway. Where it ends or terminates at Central Street it leaves you unconnected to the full vision of that Parkway Project which was to bring people to Main Street. Once you have this reversal occur and this intersection squared off and the streetscaping to occur you'd be able to have that vision completely realized. Here's just some other elements about the existing condition. Here's a cross view that would just show you what we would be looking to try, of what we currently have to work with as an existing condition.

Then we're talking about again streetscaping enhancements like public art opportunities in certain areas, again to help just kind of create a brand. Maybe doing some lighting fixtures at the either end and some signage again just to kind of help provide some identity for West Pearl Street. Oftentimes we hear about the idea that the city has only focused on Main Street itself and the side streets are sometimes neglected. I think, I believe this is a start to start looking at some of the side streets as well. There's Pearl Street, Factory Street, Temple Street, and so on, as we continue on to make improvements. And here's just some inspirational designs as to what the construction documents would produce for you.

And that is the end of the - oh nope sorry - I have my cross sections here. So, this is what would be built, I believe right here to just kind of show you the additional pedestrian usage that could occur. The adding of some street trees and the such. Examples of some street trees that would be used, some possible seating options, some lighting options, some bike infrastructure, public art opportunities, we put something that would be from the city as examples, we identified where those opportunities could be. This is the signage we talked about potentially for branding. And that's pretty much the slide deck right there. Would you like me to leave this up?

Mayor Donchess

Commissioner Shea.

Commissioner Shea

Could you go back up to the flow of traffic? The one with the with the red arrows?

Tim Cummings, Director of Economic Development

Sure.

Commissioner Shea

Thank you. So that is the direction of West Pearl Street as it is now, correct?

Tim Cummings, Director of Economic Development

Correct.

Commissioner Shea

Okay. And once Walnut is squared off, that direction would be reversed?

Tim Cummings, Director of Economic Development

That would be a separate action that could occur. But at least with the streetscaping that occurred if you so chose, you would be one step closer to be able to do it.

Commissioner Shea

And as far as that concept goes, the reversal versus two-way traffic, to what extent has that idea been explored?

Tim Cummings, Director of Economic Development

I'm sorry, say that again?

Commissioner Shea

So as far as the reversal of traffic - so we're, so the reversal of traffic, there's openness to that, if we lay it out like this. Has the alternative of having two-way traffic been discussed and are there advantages or disadvantages to that?

Tim Cummings, Director of Economic Development

So, this design could accommodate two-way flow if so desired -

Commissioner Shea

Okay.

Tim Cummings, Director of Economic Development

- or you could, if so chose, reverse the direction and have it two lanes.

Commissioner Shea

Okay. I very much like the idea, as you know, of the reversal. I believe that squaring off Walnut and being able to come on to West Pearl Street and take a nice clean right-hand turn onto Elm for our city's largest parking garage, at least municipal parking garage anyway. I think that that's great it makes parking more intuitive and it makes the flow into downtown neat and clean.

Tim Cummings, Director of Economic Development

If I may Mr. Mayor? The one thing I want to be abundantly clear on is this would provide us the opportunity to move in that direction. Again, I want to be clear that doesn't mean that we would do that with this project. There's a second element that needs to be explored and that is when you reverse and assuming you reverse one-way West Pearl Street, additional studies are going to be necessary to make sure we can accommodate that change to occur without having to potentially do something on the east side of Main Street either reversing East Pearl Street -

Commissioner Shea

Can you start that over? Sorry I'm trying to, I'm getting spatially lost.

Tim Cummings, Director of Economic Development

So, assuming that we were to reverse West Pearl Street in its entirety, and not be two-way flow, but it's one direction now all the way to Main Street. You then need to potentially, and this is what needs additional study, look at reversing East Pearl Street potentially. Or if it can be accommodated leaving East Pearl Street as is, but that would, but depending on what happens then you also may potentially need to do something with Temple Street and how the traffic flows onto Temple Street. So that additional study would need to occur. There's been some preliminary study done by VHB on this, but we would need to further investigate that and make sure everyone had a comfort level before we actually made the reversal happen. But you can't even do the reversal with the current infrastructure that's in place.

Commissioner Shea

Thank you.

Mayor Donchess

Commissioner Schoneman.

Commissioner Schoneman

Did you suggest that there's enough room in this plan to make two-way traffic on West Pearl Street?

Tim Cummings, Director of Economic Development

Yes. My understanding is you'd be able to do two ways.

Commissioner Schoneman

You would have to take out parking on both sides, right?

Tim Cummings, Director of Economic Development

It would be part, there is a, in this plan does suggest a loss of parking.

Commissioner Schoneman

It's extremely narrow.

Tim Cummings, Director of Economic Development

It would be 37 stalls of parking, is what this plan would accommodate.

Commissioner Schoneman

If it was reversed or if it was two-way? Or just as is?

Tim Cummings, Director of Economic Development

Just as is which, you know, as is.

Commissioner Schoneman

Correct. So, 37 spaces. But if you were suggesting two-way traffic on West Pearl, there's no way you're going to fit two lanes of traffic in opposing directions and parking on that little street

without significantly widening the street. Maybe Mr. Hudson can chime in there, it doesn't seem possible, but that's maybe that's not an issue to discuss right now.

Mayor Donchess

Well look, I mean, to elaborate on that you're correct. You would lose a lot of parking in a two-way configuration and there's been a lot of neighborhood outreach on this to the businesses and residents of Pearl. They do not wish to see a loss of parking, I think is a fair statement. And therefore, you know it's extremely unlikely, I mean the Board of Aldermen, you know, makes its own decisions, but it's extremely unlikely that the two-way plan would be adopted because of the concerns you've expressed.

So, you know in reality the choice would be leave the one-way flow the way it is or reverse it. There is the possibility I think, but Mr. Cummings, to you could do two-way traffic for one block, that being between Elm and Main, without disrupting parking too much because it's wider in there. But generally speaking, you know, certainly West of Elm Street, you know, two-way traffic would create a very significant loss of parking and I think it's fair to say that the businesses and others would very much like to see the reversal, but they don't particularly like the two-way approach. The businesses here really like a, you know generally they really like the idea of reverse, of creating at least, you know, an eastbound traffic flow because it would enable someone to drive from the Broad Street Parkway through a squared off oval directly to Pearl Street without having to, you know go all the way around and as it is currently configured.  
Commissioner Shea.

Commissioner Shea

For source of funds, is the West Pearl Street area located within the tax increment finance district?

Tim Cummings, Director of Economic Development

It is.

Commissioner Shea

Okay. And would any of those funds be utilized for this project?

Tim Cummings, Director of Economic Development

The legislation reads right now would be just, not be a TIF project if that's what you're asking.

Commissioner Shea

And has to what extent has that been considered? Using the TIF? Because I see the building being constructed, which I'm very excited to see. Congratulations on that by the way, I know that that's been a long process and a big dream for the neighborhood and key to the performing arts center so good job. And so, I'll go back to my question - to what extent has that been evaluated as an option for funding for this project?

Tim Cummings, Director of Economic Development

So, I had not really evaluated it in any great detail because it was very clear when the TIF was created a few years back for this area there was two expenses that were you know envisioned for using that that money. And that was for the assist the performing arts center and it was for the construction of the public parking garage which would be on the first floor of the apartment building that you're referencing right now. It was very clear during those discussions that we would not use TIF funds other than for those two specific purposes and so I did not even entertain the idea of looking at whether the TIF could support the streetscaping project.

Commissioner Shea

In a follow-up, do we have an idea at this rate of the cash flow on the TIF and the costs for those two items?

Tim Cummings, Director of Economic Development

I could do it off the top of my head. I would have to -

Commissioner Shea

Just ballpark it.

Tim Cummings, Director of Economic Development

Yeah, I would have to ballpark it. So right now, it's not cut, it's not generating anything. The TIF rate is not generating anything right now but we anticipate it will start generating money next year. And it will only continue to increase to, you know conservatively, somewhere around \$600,000. And then the two expenses, the public parking garage if you will, that first-floor parking infrastructure is 2.5 million dollars and performing arts center was 5 million dollars. So, you'd have something the order of magnitude of 7.5 million dollars that would need to be accommodated off of that \$600,000. I don't know if the debt service could be supported for additional spending if that's the direction that you and others would like to go. That's the analysis that would need to occur. We would need to be able to support essentially 2 million dollars additional money out of that TIF and I can absolutely run and do that exercise. I was trying to stay very true to the spirit of what was said a couple years ago which was we would you know only use the School Street TIF for those two very specific projects.

Commissioner Shea

Thank you. Do you know a ballpark, I know that interest rates are wild right now right so, do you know roughly what we're paying? And we do 20-year bonds?

Tim Cummings, Director of Economic Development

A majority of the time, yeah.

Commissioner Shea

Do you know roughly what the debt service, the percentage on those is?

Tim Cummings, Director of Economic Development

The interest on -

Commissioner Shea

Yeah.

Tim Cummings, Director of Economic Development

On which one? On the performing arts center? 1.6%.

Commissioner Shea

So that's going to be a very favorable interest rate. Do we have a projection on the interest rate for the parking garage project and has that been bonded already?

Tim Cummings, Director of Economic Development

It has not been bonded yet.

Commissioner Shea

Okay.

Mayor Donchess

It's going to be more ballpark 3%. You know, interest rates have gone up maybe high 2s but of course interest rates are changing I think weekly.

Commissioner Shea

I think a 30-year mortgage now is like 6.2% or something bananas.

Mayor Donchess

We typically borrow at very favorable rates because of the bond rating.

Commissioner Shea

So not including interest roughly between those two expenses it's like \$375,000 a year and then you have the interest on top of that. I think there's a fair likelihood that there may be additional capacity for the TIF. I would, for me personally, I would like to see us look at that and see if that is something that we might be able to leverage for this project because it does serve the district and it would also leave us with capacity for other projects, schools, and what have you.

Tim Cummings, Director of Economic Development

So, the way the current School Street TIF is set up is the excess funds above and beyond the debt service needing to pay for those two eligible projects would be transferred to the general fund. So, I'm just letting you know that. So, it's not like that additional money stays segregated and isn't used for the benefit of the general fund. So, we would have to change that legislation and you know, work towards that but something we could explore. Sure.

Commissioner Shea

Thank you.

Mayor Donchess

Commissioner Moriarty.

Commissioner Moriarty

I just wanted to say, I think we're late to the game here at this board. I think we should have been involved sooner. I mean, we do have jurisdiction over sidewalks, we have jurisdiction over the streets according to the city charter. I know there's an RSA that gives Alderman some authority but we're in this together and we're late to the game here. So, I'm disappointed by that. I like the project, I'm for the project, but I'm disappointed that again this board is left out. To that to that matter, I just wanted to know, the employees of the Division of Public Works, are they going to be used or is this all subcontracted out? Because if they're going to be used we need to know to what extent are the employees going to be used.

Tim Cummings, Director of Economic Development

You're referring to the construction?

Commissioner Moriarty  
All of it, the whole project.

Tim Cummings, Director of Economic Development

So, the construction would be subcontracted out, but the design element has been all run through the engineering department.

Commissioner Moriarty

Okay, so the project itself then is going to be all subcontracted out so we're not going to be using any city employees? So that's what's important -

Tim Cummings, Director of Economic Development

Not for the construction.

Commissioner Moriarty

Well for what then?

Tim Cummings, Director of Economic Development

Well you have engineering oversight.

Commissioner Moriarty

Just the engineers would be used.

Tim Cummings, Director of Economic Development

Yeah professional staff. Yeah.

Commissioner Moriarty

Just so this board is clear, because again we're involved with the budget of this division and we need to know, you know, where the employees are going to be being used. And basically, I think we just should have been brought up to speed on it that's all.

Mayor Donchess

Commissioner Shea.

Commissioner Shea

I would generally agree with Commissioner Moriarty's sentiment. The Board of Public Works shall have cognizance, direction, and full control of the construction, alteration, cleaning, water, and repair of streets, highways, bridges, and sidewalks. I am surprised that the process and the approval and the way that this has been presented to us for referral has been conducted the way that it has. And I really do believe that we are entitled by virtue of this board and the language that establishes it to not just be positively recommending but approving and being a part of the process. We haven't been a part of the process, at least not during my time here. Can you speak to that Mayor?

Mayor Donchess

Well, you know, I think you have a point that you should have been briefed on this earlier. But remember all we're doing now is seeking authorization for funding. The design is not approved, there is no detailed design. So that would, when prepared, come here. All we're doing now is there's kind of a concept and we're seeking and there's not even - I mean you see some level of design, there's no construction drawings, right? Oh there are? Oh sorry - well on the Walnut oval there's nothing, no design, no construction drawings. There is more detail on West Pearl and you should, I agree we should have come to you earlier on this. You know, it's just people get you know it's been discussed in such depth for such a long time I think people just overlook the fact that there are others that would be interested or could be involved and they weren't. You know as you heard, I mean, it's been you know not a year but close to it.

Commissioner Shea

Thank you. Just a follow-up question.

Mayor Donchess

I mean it's public, you know, there's public disclosure. It's on the website. There's been public meetings, infrastructures held meetings. Now I'm not saying that you should have been aware of that but -

Tim Cummings, Director of Economic Development

And I just want to be clear, it's been very clear to me that the Infrastructure Committee is the committee that has design control over this. So they approved the design and plan back at their January meeting that so I just want to be clear on that point

Commissioner Shea

So, with the word alterations, and you know authority over alterations, that to me would indicate that we would have some role in design. And I may be wrong, I'm new to this seat. But in the way the language of what establishes our board and the authority that we have it's my interpretation that on the alteration side, you know, we should be part of that process. And I don't want to conflate this with me not supporting this project, because I love this project, I think it's going to be awesome, I think it's progress. But as far as what we're here to do, I've already expressed my view on it and again I could be wrong.

Mayor Donchess

But I think what Mr. Cummings says is correct. If there was a failure, it was not Mr. Cummings'. If you look at the way this was drafted by legal, you look at the resolution itself is in the packet. They say, I mean, they're basically saying that the legislation, they are saying should be referred to the Board of Public Works for its review and approval. I mean, he's sort of following the playbook that he was given. Now I'm not saying that, I'm just saying this wasn't a Cummings decision.

Commissioner Shea

Sure.

Mayor Donchess

In any event, yes it would have been better to brief you earlier no question. You it's just hard when like I've been looking at this for like so long you know it's like it's like doesn't everybody know about it? You know. Maybe they don't. And maybe we should have, and we should have anticipated this earlier. Yes Commissioner, excuse me, Alderman.

Michael B. O'Brien, Sr., Aldermanic Liaison

Yes, thank you Mr. Mayor. I'm not here to fix any blame but maybe a clarification as Chairman on the Committee of Infrastructure. I've held many joint different committee meetings: one on barriers, one on the schools. I'm getting quite used to herding cats, and we're doing alright. But the thing is, I don't know how to explain this, there was no intention to slight this particular board. But keep in mind this is only part of the process. The board clarified too. Even the Committee of Infrastructure does not have influence on the budget committee and this is going to go through budget for them to you know. And so, what we're talking about is one little piece of the particular project. You can say what you want on the budget, but it will ultimately come up to the Budget Committee which is under the approval of the Board of Aldermen to make that particular decision. So, this way to look at it may be an attempt to bring you up to speed with the projects.

But your concerns to the Chairman of Infrastructure, to me personally, is duly noted. And I think I will work with Mr. Cummings in the future that if you want I'd be more than happy to offer a

chair of the Joint Committee of Infrastructure, with the Board of Public Works again, for items such as this that want to come up on the radar but there was no real negative intention so therefore with that being said let's look at the worthwhile of this particular project exactly what you Commissioner Shea has said. I mean let's look at the goal, this is something that's going to enhance the city so instead of getting tied up in the schematics, I am willing to work to make the right mea culpa in the future between the two boards. But I urge you to support this project and not get tangled up in the particular weeds and we'll see if we can rectify that. And I'll speak to you, you know, offline and work and come to a joint conclusion on this because I do believe when the boards do work together we are better well served so that will be the goal going forward. I can guarantee you that, so I urge your support. Thank you, Mr. Mayor.

Mayor Donchess

Commissioner Schoneman.

Commissioner Schoneman

Back to the resolution at hand. Thank you, Mr. O'Brien. You mentioned that someone was going to be, the state was going to be chipping in two million of this two million four hundred and fifty dollars. Or on top?

Tim Cummings, Director of Economic Development

In addition to it.

Commissioner Schoneman

So, this is actually a four and a half million-dollar project?

Tim Cummings, Director of Economic Development

Correct.

Commissioner Schoneman

Okay. Can you tell me what the final project cost for the performing arts center is up to right now roughly?

Mayor Donchess

Budgeted 25 million and it's on budget.

Commissioner Schoneman

So, this is another five million dollars, two and a half million dollars of debt that we're adding on to what the taxpayers are going to have to bear in an economy that is quickly becoming very very difficult? So I would have to say that I would not be in favor of doing something like this at this time.

Tim Cummings, Director of Economic Development

If I may, Mr. Mayor?

Mayor Donchess

Yes.

Tim Cummings, Director of Economic Development

The money has been accommodated in our debt service plan. So, this would be not an additional cost, it would be anticipated with our traditional debt service spending. It wouldn't be in addition to by any stretch and I wouldn't want to co-mingle the performing arts center project with the squaring off of the Walnut Street Oval or the streetscaping of the West Pearl Street. Those infrastructure improvements need to happen and can stand alone based on the, you know, current conditions. You know the oval and the street itself are in pretty dire shape. They don't even make 88 compliance, which is a big concern.

Mayor Donchess

Back to the original point of we can do better when it comes to the Walnut Street oval. We don't have anything other than that needs to be squared off. There's no design, there's no preliminary design, there's nothing. And the state will be participating and if this is approved by the Board of Aldermen you know, we will begin to undertake design but on that portion of the project, you pointed out we should have come to you earlier on what you see in here. But on that portion of the project, you know, we will correct the deficiency and keep you advised frequently about how the project is progressing and how the design is progressing.

Tim Cummings, Director of Economic Development

I'll be happy to do that when we get to that point in the project. I know in other LPA projects I've come before you prior to going to the Infrastructure Committee to take your input in. I'd be happy to do that with this project as well and then bring it to the Infrastructure Committee for its approval.

Mayor Donchess

Or we could do this jointly.

Tim Cummings, Director of Economic Development

Or do a joint committee.

Michael B. O'Brien, Sr., Aldermanic Liaison

Whatever is the desire because I think the point is well taken. There was no means for slighting and I'm not saying that there is. But yeah whatever's the best. I think maybe the briefing might even be better because not everybody catches the meetings and you know to see what we're doing. So, what you were saying Director Cummings here, either way works.

Tim Cummings, Director of Economic Development

I'll stop sharing screen now

Mayor Donchess

Any other comments? Yes, Commissioner Shea.

Commissioner Shea

So, we have a rendering, which I think we probably did internally right? The map and all that layout and everything looks similar style to other things that I've seen come out of engineering. Is there design work like beyond that map? Am I incorrect in that assumption?

Tim Cummings, Director of Economic Development

I'm not exactly knowing what you're referring to, but I can tell you there's 100% design on the project.

Commissioner Shea

Okay. Okay. Alright. Thank you.

Commissioner Moriarty

Mr. Mayor?

Mayor Donchess

Commissioner Moriarty.

Commissioner Moriarty

Right. So, moving forward, I assume this may pass. But I would expect you to have somewhere in the future another motion to approve the project before the shovel is put into the ground?

Mayor Donchess

Yes.

Commissioner Moriarty

Thank you.

**Motion by Commissioner Shea:** To move to question on V. BOA REFERRAL - A. R-22-038

Mayor Donchess

Commissioner Shea.

Commissioner Shea

May I move to question?

Mayor Donchess

You may. Moving to question means if this motion passes debate is ended and a vote should be taken, and this is a non-debatable motion.

**MOTION CARRIED: Unanimously**

Which means we go to the vote, which of the main point the main question which is to recommend final passage of resolution r2238.

**MOTION CARRIED: Unanimously**

Mayor Donchess

Thank you very much Mr. Cummings.

Tim Cummings, Director of Economic Development

Thank you.

Mayor Donchess

And again for Mr. Cummings it wasn't, you know, it wasn't his decision as to how to work through the bureaucracy here. It wasn't, you know it should have been done better, there's no question about that. So, we'll do better in the future. Thank you for your corrections, I don't know, your input, as to how we could do a better job.

## **VI. SOLID WASTE DEPARTMENT**

Mayor Donchess

Alright next is Solid Waste Department. Item A. Commissioner Lemen.

**Motion by Commissioner Lemen:** To approve the 3-year Cooperative Service Agreement between the City of Nashua and the USDA Wildlife Management Service for a combined 3-year total not to exceed \$317,428.91. Funding for this agreement is through Department: 168 Solid Waste; Fund: Solid Waste; Account Classification 53 Professional & Technical Services.

Jeff Lafleur

Jeff Lafleur, Superintendent Solid Waste. This is the company that does all of our seagulls. They keep our seagulls off of our landfill during the day. They also take care of any vectors throughout the city if there's any turkey vultures that land in any of the apartment complexes he'll go scare those away for them. He'll take care of any rodents around the landfill like woodchucks that dig holes in our cap of our landfills removes all of them. He also is working on taking care of some of the other birds that are around our landfill, inside our garages there's some sparrows that have been moving in he takes care of those and scares those away. This is part of my DES permit that I have to do. We have to have this person or a person like him around doing this every day of the you know, the year that we're running trash in the landfill.

Mayor Donchess

Questions? Discussion? Commissioner Schoneman.

Commissioner Schoneman

Thank you, so this personnel compensation \$70,000 - this is for one staff member is that correct?

Jeff Lafleur

Correct.

Commissioner Schoneman

And the next year they're bumped up to \$77,000 a year.

Jeff Lafleur

Correct.

Commissioner Schoneman

And then the next year \$81,000 a year for one staff member?

Jeff Lafleur

Correct. It may it may change. This is a government position, they're a government employee -

Commissioner Schoneman

Clearly.

Jeff Lafleur

So, if the increases are a little bit less they'll charge us less.

Commissioner Schoneman

Okay. So, this is his or her salary for chasing away vermin from the landfill yes?

Jeff Lafleur

Jeff Lafleur Superintendent Solid Waste. It's their salary but it's also their liability. If there's, they use guns on site so if there's any accidents or anything that happened, they use pyrotechnics so if there's any issues or any god forbid any accidents, it's their liability on them. They also help us fill out all of our permits that go to the State, to the New Hampshire Fish and Wildlife. So, it's their salary but they also do a lot of administrative and field work.

Commissioner Schoneman

Thank you, Mr. Lafleur. I'm clearly in the wrong business.

Mayor Donchess

Anyone else?

**MOTION CARRIED: Unanimously.**

**VII. WASTEWATER DEPARTMENT**

Mayor Donchess

Next Wastewater Department Item A Commissioner Moriarty

**Motion by Commissioner Moriarty:** To approve the User Warrants as presented.

**MOTION CARRIED:** Unanimously.

Item B Commissioner Shea

**Motion by Commissioner Shea:** To approve the initial six months of FY23 purchase of polymer from Polydyne of Riceboro, GA in the amount of \$340,000. Funding will be through: Department: 169 Wastewater; Fund: Wastewater; Account Classification: 61 Supplies & Materials.

David Boucher

David Boucher, Wastewater Superintendent. So this is the purchase of a chemical a polymer that's used to aid in the drying and thickening of sludge at the wastewater facility. We have different companies come in and test their product against our sludge and Polydyne has the best product out there for drying our sludge, so we'd like to go with them. I can answer any questions.

Commissioner Lemen

Didn't we vote on this last meeting?

David Boucher

That was to get us through the rest of the fiscal year of '22.

Commissioner Lemen

Thank you.

David Boucher

You're welcome.

**MOTION CARRIED:** Unanimously.

Item C Commissioner Schoneman.

**Motion by Commissioner Schoneman:** To approve the purchase of the chemical Sodium Bisulfite in the amount of \$77,000 from PVS Chemical Solutions. Funding will be through: Department: 169 Wastewater; Fund: Wastewater; Account Classification: 61 Supplies & Materials.

David Boucher

David Boucher, Wastewater Superintendent. Sodium bisulfite is the chemical we use to remove the residual chlorine before we discharge the treated wastewater to the river. We do participate in the Northeast Merrimack Valley Chemical Consortium. Their bid process PVS was the low bidder, and that it's the company that we're currently using, and we've got no issues with, so we'd like to continue using them okay.

Mayor Donchess

Any discussion?

**MOTION CARRIED: Unanimously.**

Item D Commissioner Lemen.

**Motion by Commissioner Lemen:** To approve the purchase of the chemical Sodium Hypochlorite in the amount of \$355,000 from Borden & Remington of Fall River, MA. Funding will be through: Department: 169 Wastewater; Fund: Wastewater; Account Classification: 61 Supplies & Materials.

David Boucher

Dave Boucher, Wastewater Superintendent. This is a chemical we use for disinfecting the wastewater after it's treated and before it's discharged to the Merrimack. We volunteered and participated in that chemical consortium. They did the bid process and Borden & Remington were the low bidders. It is the company we're currently using, we'd like to continue using them.

**MOTION CARRIED: Unanimously.**

David Boucher

Thank you.

Mayor Donchess

Thank you very much.

## **VIII. PARKS DEPARTMENT**

Mayor Donchess

Now we have the Parks Department. Item A Commissioner Moriarty.

**Motion by Commissioner Moriarty: To approve the purchase and installation of a central irrigation system from Corbett Incorporated of Concord, MA for the sum of \$85,850. Funding will be through Department: 177 Park & Recreation; Fund: Capital; Activity: Central Irrigation Project.**

Bryan Conant

Bryan Conant, Superintendent of Parks and Recreation. The central irrigation project once completed will allow the department's irrigation systems throughout the city to be managed through software that'll be web based. This will allow changes to be made to the system through a pc, phone, or tablet. The software will also provide notifications regarding any problems that are occurring such as leaks. The software will also be able to produce reports that show how well the systems are performing.

This phase of the project will include the software and the installation of master valves, clock modules, and flow meters to the systems at Roby Park, Lions Field, Shady Lane, Charlotte Ave, Holmen Stadium, Atherton Avenue, Artillery Lane, North Common, and Murray Field. The software communications at Mine Falls, Lincoln Park, Haynes Park, and Ledge Park will be upgraded from 3g to 5g. The system will save both employee hours and cut down on the water usage. Reduction is projected to be at least 25 percent.

Central irrigation. Several vendors have been contacted about installing new controllers, master valves, flow meters. Given the fact that the locations of the controllers don't have access to wi-fi cable or an internet router, a vendor that has its own server has to be used. Communication to the server will be done through a cellular communication device also supplied by the vendor. The only vendors that are capable of performing the job scope are Corporate Incorporated and Winterberry Irrigation which are the two companies that bid on the work in 2018.

Both companies were called by the Superintendent in late March of this year, 2022 and both came to the city just to discuss the job scope and specifications. Corbett Incorporated has provided a cost proposal to perform the job scope needed to complete the central irrigation while Winterberry Irrigation still has not provided a cost proposal.

Mayor Donchess

Discussion? Questions? Commissioner Shea.

Commissioner Shea

Do you have any projections, is there a weather-controlled aspect to this where if it rains it automatically doesn't water? is that

Bryan Conant

If it rains out, we would be able to pull this up either on our desktop or our phone and shut it off. Currently, right now, we use weather sensors out in the field, sometimes they don't work due to vandalism. They're usually battery operated, so if the battery goes bad it doesn't work. This is really going to enhance how you know how much we can keep track of what we're doing out in the field

Commissioner Shea

Could you explore further? I know that's not really like what we're talking about right now, but could you explore further into some manner of weather automation to tie into this system?

Bryan Conant

Currently what we have in place is really the only option that we have Commissioner

Commissioner Shea

Okay. I see potential and opportunity with the deployment of something like that and wonder to what extent that might be able to be added to this system. I understand that you can do it manually would there be an opportunity for expansion to do that in the future with the system?

Bryan Conant

Yes.

Commissioner Shea

Yes, okay, great. I've just got this side anecdote. I've got this neat sprinkler that I picked up and it you control it with your smartphone and every morning when it's due to water the lawn and it is forecast to rain that day it says hey we're not going to water the lawn today do you want us to water it anyway? And I get to swipe it and it's just fantastic. I'm very interested to see what that does to my water bills and I imagine with such a vast array of fields in the cost of water it could be tens of thousands of dollars a year or maybe thousands of dollars.

Bryan Conant

I would think so. I mean, currently right now, with all the parks we have Commissioner, if we were to go out and manually adjust the programs which we have to do with the control stations at these parks we're talking about it would take us about 2 days to go through all of them. So just

man hours alone not even taking into consideration the water usage, we're going to be providing a substantial cost savings to our operation.

Commissioner Shea

That's good. I'm just thinking down the line if we are able to do the weather piece where it's not requiring the manual labor and there are maybe 20% of the days that water is programmed, and it doesn't water them, you know that there might be some potential for savings there.

Bryan Conant

Yeah, I agree.

Commissioner Shea

I might have a follow-up question, but I'll take a break.

Mayor Donchess

Commissioner Schoneman.

Commissioner Schoneman

When I first saw the bottom line here I thought that's a bit spendy. But when I saw the scope of the work I actually started to think that's not a bad deal. These things are expensive, and it is incredibly helpful to be able to just push a couple buttons and say water this zone, don't water this zone. I think it's a really good thing and good on you.

Bryan Conant

Thank you, Commissioner.

Commissioner Lemen:

I assume this is going to greatly improve the quality of the turf?

Bryan Conant

Yes, absolutely.

Mayor Donchess

Commissioner Moriarty.

Commissioner Moriarty

Superintendent, again I love that. I love this whole concept. I was just wondering moving forward, how about an annual maintenance for you from the company? Or no is this just a one-shot deal we buy it and that's it?

Bryan Conant

That's an excellent question Commissioner. Because we're using a cellular communication device we will incur a \$1,200 fee per year on these. The first year is included in this but moving forward we'll have to pay \$1,200 at each of these locations. But I do strongly believe that the cost savings and labor and water will outweigh that fee. So, it's going to be roughly around \$18,000 give or take.

Commissioner Moriarty

Thank you.

Bryan Conant

You're welcome.

Mayor Donchess

Commissioner Shea.

Commissioner Shea

Noticeably absent from the list is Greeley Park. Do we have any irrigation at Greeley Park?

Bryan Conant

Currently right now the irrigation system at Greeley Park is not in great shape. And there's a lot of it that does not work unfortunately.

Commissioner Shea

In my observation on the west side of Greeley Park there's kind of this natural flow of water. That side seems to do okay. There's some water buildup and that's a separate issue, on the amphitheater side. I'm just picturing vividly in my head photos of events from that space where it's just dust on that hillside and so I - you have comment go ahead.

Bryan Conant

I do. A lot of that is based is happening because of salt. We get a lot of salt runoff. If you've noticed at Greeley Park, there's no curbs, there's not really a lot of catch basins either. And when you have your thaws coming out of the in the spring a lot of you know turf doesn't like salinity salt and that's a lot of what that's attributed to

Commissioner Shea

And my last comment, I know that turf control is like your strong suit, right?

Bryan Conant

Yes.

Commissioner Shea

I would love to see a proposal at some point to, especially on that east side of Greeley by the amphitheater, come to us for irrigation and soil improvements, soil amendments, to that hillside to get it into a condition where it can it can really be a nice place to sit and watch something.

Bryan Conant

Delighted to hear that. Thank you.

Commissioner Shea

You're welcome.

Mayor Donchess

And what do you think it would cost to irrigate that area? That Commissioner Shea is talking about? And is that an area where it doesn't work?

Bryan Conant

There's a lot of it that's pretty old that doesn't work Mr. Mayor. There's a lot of areas where there's no irrigation at all and there's some areas on the stone house side really at Greeley Park that are so old that it just doesn't work.

Mayor Donchess

And do you have any estimate as to what the it would cost to irrigate the field area that um commissioner

Bryan Conant

It's really based off the size. I don't want to throw numbers around. We'd have to go ahead and get the square footage, decide where we want to put it, and you know we could get a quote that reflects the square footage where we you know where we want to put the irrigation system.

Mayor Donchess

So anyway, you're looking into that.

Bryan Conant

I will.

Mayor Donchess

Great.

**MOTION CARRIED: Unanimously.**

Item B Commissioner Shea

**Motion by Commissioner Shea:** To approve the removal of 23 trees, pruning of 40 trees, and log removal at St. Andrews Park. Funding will be through Department 177 Park and Recreation; Fund: Capital; Activity: City wide Playground Improvements.

Bryan Conant

Bryan Conant, Superintendent of Parks and Recreation. This tree removal and pruning is needed to allow for a new playground to be installed at St. Andrews Park. The removal will allow for the playground footprint to fit appropriately within the park. The tree pruning is removing dead wood off of trees to create a safer environment around the perimeter of the playground. A meeting was held May 27th to look at the work site and answer questions. Four companies were notified of the meeting. The meeting was attended by two companies. Two cost proposals were received with Pioneer Trees Services being the lowest costs proposal at \$8,400.

Mayor Donchess

Discussion. Commissioner Moriarty.

Commissioner Moriarty

Superintendent just remind me where St Andrews Park is? I can't recollect -

Bryan Conant

Are you familiar with Matt Dooby field? The little league field?

Mayor Donchess

Harris Road.

Bryan Conant

Thank you, Mr. Mayor

Mayor Donchess

Yep thank you. Anyone else. Commissioner Shea.

Commissioner Shea

To what extent, if at all, has this been discussed in the neighborhood? It's a lot of trees and I wonder to what extent the neighbors are aware of this.

Bryan Conant

You know we were out there, I had some retired people come and talk to me. Other than that, that hasn't been extensively discussed with the neighborhood. I know Alderman O'Brien is a very big advocate of this project.

Lisa Fauteux, Director, Division of Public Works

May I speak? Lisa Fauteux, Director of Public Works. So, when Bryan first came to me and said that they were going to remove 23 trees I said I want to see this. So, we went out and about half of the trees need to be removed in order to be able to accommodate the playground. The other half are dead trees that are really dangerous for either falling on a home or falling on you know residents. So, half of those trees are, and this should have probably been done a long time ago, but at least half of those trees are dead trees. And Superintendent pointed that out to me it was very clear that they were dead. So, it does sound like a lot of trees but at least half of them need to come down because they're hazardous.

Commissioner Lemen

This is an odd question but \$8,400 to remove 23 trees seems really like a great deal to me considering what my neighbors have paid to remove like one or two trees.

Bryan Conant

Yes, it does.

Commissioner Lemen

The city gets I mean it's just that that was the bid?

Bryan Conant

Yeah that was the bid. Everybody at the two companies came, they had the trees marked, the trees to be pruned, the trees to be removed, and that was the number I received.

Commissioner Lemen

Do they do non-commercial work?

Bryan Conant

They do.

Commissioner Lemen

Alright.

Bryan Conant

They do they're local.

Commissioner Lemen

Thank you.

Bryan Conant

You're welcome.

Mayor Donchess

Commissioner Schoneman.

Commissioner Schoneman

Just as an informational item and I know that Mr. Conant has recently dealt with the same issue in the area of Sergeants Avenue Park. A lot of these trees are silver maples. There was a time I've been told there was a time in our city's history where someone said oh great silver maples grow fast they're beautiful let's plant them and they were planted widespread all over our city but

they don't have a long life so we're going we're getting to the point where a lot of our big mature silver maples are just they've reached the end of their life so this isn't you know being mean to the trees this is they're done and for safety reasons they need to be taken down.

Mayor Donchess

Anyone else? Commissioner Lemen

Commissioner Lemen

I just have one suggestion which would be that Lauren draft some kind of statement saying that you know these trees are dead they need to go so that people are clear sure and put it on the public works or even and copy it to the Nashua Civic Sounding Board to prevent controversy.

Lisa Fauteux, Director, Division of Public Works

Yes, that's a good point and we are in discussions with the Ward Alderman Sullivan about this as well. So, I know that Alderman O'Brien is also very interested in this park. This is really the last park that, aside from the Greely Playground, that really needs to be updated. It's if you've been to Saint Andrew's it's just horrible. So, it needs some attention and the residents have asked for this for a long time so we once we have the funding in place for the playground then we'll be bringing that back to you but right now we just want to take the trees down in preparation for that.

Mayor Donchess

Commissioner Shea.

Commissioner Shea

Can you tell us about the playground? Is there a plan for that yet or is this is in prep for that?

Bryan Conant

This is in prep for that. We've come up with a conceptual design, but we haven't, nothing's concrete yet, so that's why we haven't brought that to you yet.

Commissioner Shea

Thank you.

Lisa Fauteux, Director, Division of Public Works

It's subject to change depending upon funding.

Bryan Conant

This is true

**MOTION CARRIED: Unanimously.**

**IX. ENGINEERING DEPARTMENT**

Mayor Donchess

Engineering Department, Item A, Commissioner Schoneman.

**Motion by Commissioner Schoneman:** To approve the Sewer Service Permits and Fees as submitted.

Mayor Donchess

Any discussion?

**MOTION CARRIED: Unanimously.**

Item B, Commissioner Lemen.

**Motion by Commissioner Lemen:** To approve the award of the construction contract for the 2022 CIPP Lining Program to Kenyon Pipeline Inspection, LLC of Queensbury, NY in the amount of \$1,412,170. Funding will be through: Department: 169 Wastewater; Fund: Wastewater; Activity: Sewer Rehab.

Mayor Donchess

Hello Mr. Hudson.

Dan Hudson, City Engineer

Hello Mr. Mayor.

Mayor Donchess

Go ahead please.

Dan Hudson, City Engineer

Thank you. Dan Hudson, City Engineer. So as the board, I believe is aware, we, through our sewer rehabilitation program, we do two types of work. One is we dig up pipes and replace them. Very disruptive. Through this other part of the program we video inspect through closed circuit television sewer pipes and if able we line them with a with a liner which basically creates a pipe inside a pipe. So, this contract here is for the lining work. It's much more cost effective than the dig work you know, about 20 times less expensive. But this video work we do also finds those problems that we need to dig up so the two go hand in hand. This is the lining one. Canyon Pipeline Inspection. We're very familiar with them. They didn't win our last bid when we went out to bid last time but before that they had worked in the city for a couple years and we've had good luck with them.

Mayor Donchess

Discussion.

**MOTION CARRIED: Unanimously.**

We now have Item C, Commissioner Moriarty.

**Motion by Commissioner Moriarty:** To approve the engineering contract for the West Hollis Street Corridor Study with Hoyle, Tanner & Associates, Inc. of Manchester, NH in an amount of \$188,772. Funding will be through Department: Economic Development; Fund: ARPA Grant.

Dan Hudson, City Engineer

So again, Dan Hudson, City Engineer. This is a start of looking at West Hollis Street Corridor. West Hollis Street Corridor has been the point of discussion and concern for residents for a number of years. There's a lot of traffic, there's a lot of abutting streets, it's difficult to you know, get on to make your turns on and off the roadway at times, and there are some concerns about pedestrian safety.

Unfortunately, there was a fatality that occurred on the street where a pedestrian was struck by a vehicle, so we need to look at providing safer bicycle and pedestrian accommodations along the corridor. Hoyle, Tanner is an engineering company that we selected through a request for qualifications for roadway, highway or sorry, highway, bridge, traffic, and bicycle/pedestrian infrastructure. So, we finally have been able to identify some funding to do this corridor study and propose to award it to them.

Mayor Donchess

Discussion.

**MOTION CARRIED: Unanimously.**

We next have Item D, Commissioner Shea.

**Motion by Commissioner Shea:** To approve the purchase of a single Versicam camera and associated equipment from Ocean State Signal of Smithfield, Rhode Island in an amount of \$7,500, and approve its installation by Central Mass Signal, LLC of Northborough, Massachusetts in an amount of \$2,340. Funding for both items will be through the Amherst Street Traffic Corridor Mitigation Fund, Department: 160 Admin/Engineering; Fund: Trust; Account Category; 71 Equipment.

Dan Hudson, City Engineer

So, thank you that was a long motion. And I'm sorry for that, but I did want to try to accomplish a couple things in one motion here. We're seeking to replace loop detection on the Baldwin Street approach to Amherst Street. We've had trouble there with loops failing due to potholing, that sort of thing. So, this motion is to procure a camera from Ocean State Signal and to have Central Mass Signal install it so that we can do the vehicle detection via camera versus loop detection.

Mayor Donchess

Anyone?

**MOTION CARRIED: Unanimously.**

Mayor Donchess

Item E, Commissioner Schoneman.

**Motion by Commissioner Schoneman:** To approve a Use and Occupancy Agreement with 57 Factory Street, LLC for placement of a dumpster in the Water Street right-of-way.

Dan Hudson, City Engineer

So, this is a somewhat unique situation here. We received a request to place a dumpster in the right-of-way. The proposed location is on basically under the Water Street Bridge and it'd be against one of the piers there where currently there's parking. City parking, that would be replaced by the dumpster and with us tonight is Denis Gleeson who can speak to this. He's the owner of 57 Factory Street and can speak to the need.

Denis Gleeson, 17 Gregg Road

Hi. Thanks for listening to me tonight. I have some pictures. Is it okay if I pass them out?

Mayor Donchess

Just for clarity, could you introduce yourself and your address?

Denis Gleeson, 17 Gregg Road

Yeah, my name is Denis Gleeson on 17 Gregg Road here in Nashua, NH and I own the property at 57 Factory Street, downtown. We just put up the building, probably tore it down put it back up over the past five years and it's now a farm-to-table restaurant and a brewery. And our property goes out to the street in front out to the street and back. We do share a little bit of a right-of-way with Smith-Weiss & Shepard, who are great neighbors, but no real space to put a dumpster.

So right now, we're carting it out every day, trying to pull it out by truck and then bringing it back to our property at 10 Groton Road where then we put it into that dumpster. So, it's really hard in the sense of that we have a lot of waste. And our grain right now, it's spring grain and all the spring grain at all the breweries in Nashua go to our cows on 10 Groton Road. And we try to be good at recycling, and we try to take care of the property. So, we approached the mayor's office and we were working with Tim and they kind of came out took a look at it and they figured this would be the best space to put a dumpster and hopefully a recycling area also. So, I can pass some pictures out if that helps or -

Mayor Donchess

Yes please.

Denis Gleeson, 17 Gregg Road

Okay.

Mayor Donchess

Thank you.

Denis Gleeson, 17 Gregg Road

So, I'm showing the location right underneath the bridge overpass. And I don't know exactly, it's not really Water Street because Water Street goes above but I guess it's off the parking. And then we show a recycling dumpster and a regular dumpster and then I'm trying to show how we would cover it. The front of 57 Factory Street, the back 57 Factory Street and the back of Smith-Weiss and Shepard at 47 Factory Street. Again, putting a dumpster right next to our building would really take away from the parking lot and Bob Shepard, and they've been very good to us. So, that's the only solution that we could come to working with the city, so I'd really appreciate it if you would consider it. Any questions or -

Mayor Donchess

Questions? Comments? Commissioner Schoneman.

Commissioner Schoneman

I'm still trying to figure out exactly where this is. I've been, okay I've been there, trying to figure out where exactly this is. But my main concern is are the trash trucks going to be able to get in there -

Denis Gleeson, 17 Gregg Road

Yes, we actually had Waste Management come out and take a look at it -

Commissioner Schoneman

Measure the trucks and measure the bridge?

Denis Gleeson, 17 Gregg Road

Yes, well I don't know if they, they said they could easily do it.

Commissioner Schoneman

Okay.

Denis Gleeson, 17 Gregg Road

I didn't ask if they measured, I'm assuming –

Commissioner Schoneman

Okay.

Mayor Donchess

Okay Commissioner Shea.

Commissioner Shea

So, I understand that right now that space is used for parking by the residents at Dalianis House is that right?

Denis Gleeson, 17 Gregg Road

Yes, and the city said they'd try to relocate some parking for them. That's my understanding anyway.

Commissioner Shea

Do we have - I'm generally supportive of trying to find accommodations for a dumpster for you. I am curious to know to what extent the city has discussed it with Dalianis House and with Clock Tower Place. I would fathom it's possible that Clock Tower Place might not be enthused to have a dumpster greeting folks as they walk out. And at first, I was thinking it was going to be the parking immediately under kind of like next to where the gentleman said didn't smoke.

Denis Gleeson, 17 Gregg Road

Right.

Commissioner Shea

So, I'm glad to see that it's not there because that would that would just be too close for comfort for their simple pleasures. and I'd be curious to know to what extent that's been discussed with the abutters.

Denis Gleeson, 17 Gregg Road

To be honest I don't know that.

Mayor Donchess

Mr. Hudson, do you have anything to add on that question?

Dan Hudson, City Engineer

I don't know the answer to that either. This kind of originated as was discussed through Director Cummings from a Public Works perspective. Engineering was involved just in reviewing the location and how it might impact or not impact traffic flow and that sort of thing. We did push back initially because you know we generally you know aren't in favor of placing dumpsters in the right of way, but this is a situation where this building for this site completely fills their site. As was described we did ask that they look for other locations and to my knowledge that was that was attempted with Mr. Gleeson and Director Cummings.

Mayor Donchess

Okay, Commissioner Shea.

Commissioner Shea

My question is for Mr. Hudson. Would there be any more suitable locations? I understand that a lot of the materials that come out of there probably come out of that lower level, but would there be anything on the Factory Street side? In one of the lots there where we could put a neat kind of like chain link fence with the or you know something to compartmentalize it so it's not an eyesore? And also make it so that it's not like immediately next to the entrance to Clock Tower or that that kind of heavily used parking?

Dan Hudson, City Engineer

I don't know, I mean, I think on Factory Street the location you're talking about will be across the street from this side of street. I believe this is on the north side of Factory Street, so I don't think there's any space currently normally. There're two travel lanes in the in the sidewalk, there's no parking on the business side right now through the extended outdoor dining, there is parking on the you know adjacent to 57 Factory Street but there really isn't to my knowledge a footprint on Factory Street in close proximity. So then looking down you know on Water Street the original proposal was you know kind of on the against the other abutment, but we felt that we constrict traffic flow through to Clock Tower Place and then other than that I'm not sure what other locations were looked at it, it is a tight area down there. There's a lot of parking but it's all a bunch of its private parking some of the city parking so I'm not sure the specifics of what's possible. I know Director Cummings did mention some spots were permitted and weren't able to be reassigned but this location I believe he thought could the parking could be reassigned.

Commissioner Schoneman

Okay, it's under a bridge, you're going to put up a little fence and it's close. I mean making your employees have to drag the trash out to some distant location in the middle of the city in the middle of the night - it doesn't seem very safe. So, I think this is a really good solution for a space that um that maybe doesn't have a lot of use otherwise. And I've been hearing such good things about this place, this business, that I think that it would be a very good gesture to allow them this small convenience.

Mayor Donchess

Commissioner Moriarty,

Commissioner Moriarty

Do you know is there a light on that bridge or no?

Dan Hudson, City Engineer

I believe it is but I can't say for sure and I when in the lead in here I mean there is a draft for a use and occupancy agreement so this would be subject to that the city retains the right I believe at any time to rescind the approval should we come to have concerns and that use and occupancy agreement will need to be reviewed and approved by a corporate council should you decide to approve this.

Mayor Donchess

Alderman O'Brien

Michael B. O'Brien, Sr., Aldermanic Liaison

Thank you, Mr. Mayor, although as liaison but my previous employment as you know was on the fire department. Have they been briefed of this? Because I know that is somewhat a fire lane and as you know there's supposed to be so much clearance for the fire truck. I know there is a bridge involved, the wooden plank one that I'm talking about, where the old paddle used to be. But have they signed off is what -

Dan Hudson, City Engineer

I can't answer to that. I didn't have any communication with them. What I would say is the area that the dumpsters proposed to be placed is currently parking. So, the you know, the area that cars would occupy is the same area that dumpsters would occupy. That width concern was why we didn't want it on the other side of the thruway. You know if you were going towards Clock Tower from the parking lots. We didn't want it on the right side for that reason because that would have constricted flow through there. But no, I didn't have any discussions with fire. I'm not sure if Mr. Cummings did or if Mr. Gleeson did.

Michael B. O'Brien, Sr., Aldermanic Liaison

You know, follow up Mr. Mayor. I mean it certainly is a point I hate to whatever the board decides but on the resolution of this I would hate to have another agency come in at the 11th hour as we just got through discussing this you know and then come in with a point of view that may not be to what the petitioner wants.

Dan Hudson, City Engineer

Maybe perhaps a condition that fire be consulted? I don't know just throwing it out there. Again, this isn't really, we're trying to facilitate this discussion, but this is a private request.

Michael B. O'Brien, Sr., Aldermanic Liaison

Thank you.

Mayor Donchess

Commissioner Shea.

Commissioner Shea

So maybe about 3 or 4 years ago there was a dumpster fire behind Daryl's. I don't know if you recall that, I think somebody lit a tire on fire in inside that dumpster and it burned for quite some time. So that the idea of it being located immediately under the wooden bridge is a little concerning. The way that it's rendered, without a privacy fence, and more of just like a simple fence to control access. I'd like to see wherever it be located because this is part of the riverfront area and we're really trying to get people down there to enjoy things and your business is doing an amazing job of being a part of that. I just want to take a step back. I bartended in there when it was Timber Grill. The extent to which you improved that space and created decks and it's everything that it needs to be, and you've done such an amazing job and I know that it was not an easy undertaking and it was a good process for you and your family. So, thank you for that. But I'll get back to it. So, wherever it's located I'd really like to see a privacy style fence um which I think is fairly typical for this kind of deployment of a dumpster in a populated well-traveled area. I would really like to see that Clock Tower Place and Dalianis House have a part of the discussion as to where this is placed. I just don't want to hear that that residents you know a couple weeks from now are, not a couple weeks but whenever this goes in, I don't want to hear their residents are upset about it and we have to revisit the issue. I'd like to make sure that we get it right the first time having it beyond that abutment is probably not feasible right because the trucks wouldn't be able to get access in there is that right?

Denis Gleeson, 17 Gregg Road

On the other side I think it was access they were afraid of coming around that vehicles would potentially go into it so that's why they moved it across.

Commissioner Shea

And then my I have a question for Engineer Hudson. The road behind Clock Tower Place, is that property of Clock Tower Place?

Dan Hudson, City Engineer

Along the river?

Commissioner Shea

Yeah.

Dan Hudson, City Engineer

Yes, I believe it is and I mean there is a river rock plan there, so I believe we have some rights or we'll have some rights.

Commissioner Shea

Or they're giving us an easement.

Dan Hudson, City Engineer

Yeah, I think there's a poll

Mayor Donchess

I think they own it but there's a public easement, at least for a walkway.

Commissioner Shea

Okay, I know that clock tower place has a number of dumpsters out behind the building which is not you know when you're considering the fact that you're taking the trash and dealing with that you know the 150-250-foot roll to the dumpster. If it were to be co-located with some of where those dumpsters are you know that might be that might be more tenable to Clock Tower. Clock Tower may not even have an objection to this. They may be supportive of it I would just like for me personally, I would like to know that they are okay with this and the abutters is really my primary concern about it. I'd like to find a solution, I just want to know that that the neighbors are okay with it.

Dan Hudson, City Engineer

I just had a sidebar with Mr. Gleeson. Perhaps, we table this until you know the next meeting. And then we can have those discussions with fire and reach out to Clock Tower and get their input perhaps show the screening that you're considering and or requesting

Commissioner Shea

Okay.

Dan Hudson, City Engineer

Does that make sense?

Lisa Fauteux, Director, Division of Public Works

Yeah, I think that's a good suggestion Engineer Hudson. The only thing I would suggest is I'm going to try to get a hold of Director Cummings to see if those discussions have already taken place if they have maybe we can just move this forward this evening, so I will try to do that maybe mayor we could move on to the next while I try to do that.

Mayor Donchess

Alright, why don't we, without objection, we will just come back to this item. The next one is Item F Commissioner Lemen.

**Motion by Commissioner Lemen:** To approve the Atherton Park Improvements Plan.

Dan Hudson, City Engineer

So, Dan Hudson, City Engineer. So, this is a very short motion but what's desired and planned is to convert the existing softball field and baseball field Athena Park into soccer fields, seven versus seven soccer field so you know smaller than then full soccer fields and actually Diane? I think Diane's on can pull up the plan I'm speaking to here and then to also provide a parking lot so that's the existing conditions it shows the softball field on the left baseball field on the right and a basketball court in the dark gray there, next slide Diane? And this is what the proposal is so it would be to create two soccer fields also known as 7x7 they're running top to bottom on the screen here to irrigate those fields, so they can be kept in good condition.

There's an existing irrigation shed because this these fields used to be flooded I understand for skating in the winter. That would need to be relocated. I'd like to provide a playground although I'm not sure that's quite in the budget right now but we're looking into that and then to provide a basketball court to replace the one that's in the way of what you see as a parking lot. There's been a lot of historic complaints in this neighborhood about parking along the street. Parking is not allowed but when there's events in this park people do park on the street, so the part of the plan is to provide some off-street parking for the park and then there's some parallel spaces along Atherton as well.

There're some large trees along after that we don't want to disturb those. There is one tree in alignment with the entry to the parking lot which is an invasive species which we would plan to cut. And other than that, it's you know trying to construct what's shown on the plan here. The plan is to construct this with city forces, street department, and parks department. And we did take this to the planning board for their input and received conditional approval.

Perhaps we should come here first, and I apologize for that in the order of that, but we're not obligated obviously to construct it unless you agree that this is an approach we should take. So, with that I'd be happy to address any questions, and/or our Superintendent Conan could address any questions as well.

Mayor Donchess

Commissioner Schoneman

Commissioner Schoneman

I think you answered the question already, but you said the funding was going to come through parks and engineering and the other funds?

Dan Hudson, City Engineer

Yeah, we have a plan for the funding. we have a plan for the funding. Like I said, the playground is the piece that that we don't have currently have funded but the rest of the work we believe we can accomplish with the existing funding we have. The engineering's been done in-house, and the construction will be done with city forces primarily. So yeah, it's kind of an in-house design build project.

Commissioner Schoneman

Okay, alright. Thanks.

Mayor Donchess

Commissioner Lemen.

Commissioner Lemen

How does the Ward Alderman feel about this? I know that Atherton Park has been kind of underused in some ways. So has the neighborhood been consulted? Are they happy about it?

Dan Hudson, City Engineer

The neighborhood, the abutters were direct mailed as part of the planning board process. We had some abutters come out. The biggest point of contention was the parking lot. About half of them wanted it, about half of them didn't. They asked us to talk to the Baptist Church to see if we could work any parking arrangements with them. I see that kind of as problematic because you know when they're having activities that the parks have any activities as well and also Bae has parking lots and you know reasonably close walking proximity but not exactly close.

That was kind of the feedback we got. There was some of the slopes along the houses where it appears the land was filled over time, some of that has some asbestos fill. Annually we go out and we walk the slopes and remove any asbestos pieces that we find poking out of the slope but no I think generally the feedback was positive the neighborhood supported park improvements. It was really just the parking and whether we need it or not. I mean, we're trying to provide as much parking as we can may not still may not be quite uh sufficient for the number of people

that will be at the park but at all times but and we will be able to provide a couple handicapped spots in the lot and then parking for at least around you know around 30 vehicles or so.

Commissioner Lemen

Thank you.

Mayor Donchess

Alright, any other discussion? Commissioner Schoneman.

Commissioner Schoneman

Yeah is that a new catch basin that you'll be installing uh for drainage or is that existing?

Dan Hudson, City Engineer

No, it's a good question. It is a new leaching catch basin, so it won't, this area doesn't outlet to any other drainage pipes it's kind of a low-lying area. This catch basin you know has a great water goes in and then it can leach out into a stone bed it's just trying to create a faster way for groundwater to get you know water to get into the ground so that's what that is.

Commissioner Schoneman

Sounds like a good idea.

Mayor Donchess

Commissioner Shea.

Commissioner Shea

Can you speak to why parking is not allowed on Atherton Ave?

Dan Hudson, City Engineer

I just believe it's the width of the street but, I can't specifically speak to the history of that or anything. I do know that I mean, I've heard complaints that when people do park there when the park is busy you know it's very constricted in width getting through there and there's been concerns about safety with that.

Commissioner Shea

Is there concerns about safety? Or is there concerns about people being impeded by having to drive 5 miles per hour through a dense residential neighborhood where children are playing? Is a question that doesn't need to be answered. I share the reservations about the parking lot but, it sounds like there was discussion with the neighborhood and this was, you know, split and it was determined that this was maybe the best solution and there's a lot of thought that's gone into this. So, I don't know that I would propose to get rid of it, but I just want to express that I share that concern about it. I think it's a lot of great space and I think it is underused and I have to wonder what two seven by seven soccer games happening at the same time would look like in comparison to one baseball game. How many people are on like when you have the bench in baseball? I don't know about sports like how many how many people are on the field in baseball?

Commissioner Moriarty

9.

Commissioner Shea

9, okay. And then on the bench you might have like 16 to 20 people per team is that about right?

Commissioner Moriarty

Correct.

Commissioner Shea

16, 20, so you get 20, so you got maybe 40. You got 7 and 7 although there's people on the bench in soccer too, so I don't know that's a tough thing. I just wonder if there's really going to be that much more of a need for parking with this use over what's happening there now was that discussed to it too much of an extent?

Dan Hudson, City Engineer

Just we did kind of the same back of the envelope type calculation that you did, and you know. I not knowing exactly I believe the uses will be similar I think the parking was more to address the existing need which will you know continue especially with soccer which is probably more popular right now than baseball. So, it'd probably be more heavily utilized despite the number of team numbers would be my expectation.

Commissioner Shea

And then I have one more thing - would it be possible for this site to be used as a lacrosse field or would that require some additional like safety considerations as far as like the balls and the windows nearby and all that stuff?

Dan Hudson, City Engineer

I'd defer that question to the park superintendent.

Bryan Conant

I think it would depend on the age. I don't think this field is, I'll have to look into that. Off the top of my head I think this field would be long enough for some lacrosse age groups to use and not long enough for others just like it is for soccer currently right now the 7 on 7 would really be for youth this isn't long enough for high school regulation or anything like that so I believe that's the correct answer

Commissioner Shea

Thank you it's not necessarily pertaining to this but on the topic of lacrosse, I got a call from a constituent who is interested in seeing us invest more attention to that sport and creating opportunities for fields in play space for that which I thought was a fair observation on his part that we're not doing enough to support that sport especially where it's a sport where there's a lot of opportunity for scholarships and it's just another way for kids to get out there and play. Do just airing my thoughts I'd like us to look more at what we can do. We've attended a lot to soccer and I understand that soccer's popular. We've attended a lot to baseball and I think that baseball has a more distant and entrenched level of support in the community so that kind of feeds itself and gets the support that it's need it needs but whether it's here or elsewhere I'd like us to look more at what we can do to support lacrosse players. Thank you.

Lisa Fauteux, Director, Division of Public Works

And Commissioner Lemen brought that to my attention and we're working on that now, so I know that Lauren Byers and Jeff Disalvo were discussing that as we'll be working on that so.

Commissioner Shea

Thank you so much.

Mayor Donchess

So, the pending motion is to approve. Anyone else?

**MOTION CARRIED: Unanimously.**

Mayor Donchess

Two things we could go back we have a little bit more information regarding the 57 Factory Street request. The request was that the answer the information is that there was an attempt to

contact Dalianis. They did call Dalianis, but they didn't get an answer. No response. Nothing Clock Tower, I think it's a lot closer to Dalianis. That's probably the reason for that we could approve it subject to the Director being satisfied that Dalianis and Clock Tower are okay with the location. That's a possibility. The second item is we're being told -

Lisa Fauteux, Director, Division of Public Works

Excuse me, I just received word from Director Cummings that Clock Tower is all set that he just spoke with them.

Mayor Donchess

So, Clock Tower is alright. It's not really close to Clock Tower so that I don't you know, it's not a surprise. So, we could have motion subject to the Director being satisfied that Dalianis House is okay with it. That's a possibility. Commissioner Moriarty.

Commissioner Moriarty

Mayor would it be possible to approve your contingent upon fire department approval?

Mayor Donchess

Now we could do that as well. Yes. Yes, to both. So that could be a motion. Commissioner.

Commissioner Shea

I am good with that. I think that as long as that that conversation has been had with all those parties I'm happy with it. The one thing I would request be adjusted would be the use of some manner of privacy fencing that is completely occlusive and taller than the height of the dumpsters so that they are not visible from the Riverwalk.

Mayor Donchess

And Mr. Gleeson did you hear that?

Denis Gleeson, 17 Gregg Road

Yes.

Mayor Donchess

And do you have any issue with that?

Denis Gleeson, 17 Gregg Road

None.

Mayor Donchess

Alright. Well I think the motion made by Commissioner Moriarty is to approve subject to the Director Fauteux being satisfied that the fire department and Dalianis House are approving not objecting to this idea

Denis Gleeson, 17 Gregg Road

Okay.

Mayor Donchess

And with the privacy fence. Is there discussion?

Denis Gleeson, 17 Gregg Road

Sorry is that the fire marshal I would talk to?

Mayor Donchess

Well who's going to initiate?

Lisa Fauteux, Director, Division of Public Works

I'll facilitate that.

Denis Gleeson, 17 Gregg Road

Thank you. Thank you.

Mayor Donchess

Any discussion on that motion?

**MOTION CARRIED: Unanimously.**

Denis Gleeson, 17 Gregg Road

Thank you very much, I appreciate it.

Mayor Donchess

Now this other item that has come up. You recall that we normally meet upstairs, obviously you recall that. The reason we had to move down here is there's technical problem up there with the amplification. There's a meeting after this here. Now of course we didn't plan for this because you know we didn't know the system upstairs wasn't going to be working. They're saying that they need us to finish up by 6 o'clock. Right?

Lisa Fauteux, Director, Division of Public Works

Yes

Mayor Donchess

Video

Lisa Fauteux, Director, Division of Public Works

We're trying to get to 6:30 but they had asked us to wrap up around 6.

Michael B. O'Brien, Sr., Aldermanic Liaison

Yeah, I think there's budget at seven.

Mayor Donchess

Yeah alright well let's go on to we could. At some point if we don't reach everything suspend items till the next meeting, but why don't we take another some more items and see what happens.

Dan Hudson, City Engineer

Quick question for -

Mayor Donchess

Yes, commissioner er, yes Mr. Hudson?

Dan Hudson, City Engineer

Question for the Director. Director would you like to hold Item G and skip to yes skip to H?

Lisa Fauteux, Director, Division of Public Works

Yes please. Okay so G is going to be held, we're skipping to H.

Mayor Donchess

Alright item H. Commissioner Lemen.

**Motion by Commissioner Lemen:** To abolish the Assistant Construction Engineer position and create a DPW Permits Coordinator Position in the City Engineering Department. Funding will be through: Department: 160-Admin/Engineering; Fund: General Fund; Account Classification: Wages Full Time; Department: 169-Wastewater; Fund: Wastewater Account Classification: Wages Full Time.

Dan Hudson, City Engineer

So again, Dan Hudson, City Engineer. So, I think the description is fairly self-explanatory. I just would say that we have an assistant construction engineer position which we've had vacant for almost a year. I really haven't had much interest or qualified candidates. That position did some engineering duties related to construction. So, what the proposal is, is to create a permits coordinator position. Engineering does a lot of permitting. You know anytime anybody excavates in the right of way, you need a permit. You want to encumber the right way, you know, because you're going to block it up. Because you're cutting trees or anything like that comes through engineering for permitting. Currently those permitting efforts will be included by our staff engineers, so the thought here is that we create a dedicated position to permitting which is certainly a full-time position and then allow, you know, take those duties off our staff engineers so they can do more traditional engineering work in support of our senior staff engineers. I'd be happy to answer any questions.

Mayor Donchess

Discussion?

**MOTION CARRIED: Unanimously.**

Item I: informational: street opening permits. Anybody have any questions on that? I don't see anything. Thank you, Mr. Hudson. Thank you.

## **X. ADMINISTRATION**

Mayor Donchess

We're now on to administration Commissioner Moriarty.

**Motion by Commissioner Moriarty:** To consider the request from resident Denise Muccioli of 6 Midhurst Road to speak for up to 15 minutes during public comment at the July 28, 2022 Board of Public Works Meeting.

Alright, discussion?

Michael B. O'Brien, Sr., Aldermanic Liaison

Mr. Mayor - what I think -

Mayor Donchess

Go ahead Mr. O'Brien.

Michael B. O'Brien, Sr., Aldermanic Liaison

Just for consideration, we on the Board of Aldermen have public comment and it's limited to 3 minutes unless somebody is coming in to testify. And then they are allowed to not only stand at the podium but if you notice the Aldermanic meetings we allow them to sit. The only thing that I'm going to caution you with this particular is what one board does has to be reflective to the whole municipality. So therefore, I would recommend consulting legal because would your agreement to this for somebody coming in and not speaking within the 3 minutes what would happen in the case somebody says well they did it at the Board of Public Works, I can do it at the Board of Aldermen. So, there should be some legitimate consistency. So, I wanted you to, I only say it as a point to caution to take under consideration. And maybe the best way is probably to get better legal advice than I'm giving you at this moment. So, thank you, Mr. Mayor.

Mayor Donchess

Alright, also it seems like the videographers are very concerned about going beyond 6 o'clock.  
Commissioner Schoneman

Commissioner Schoneman

Very quickly I would like to know if the 3-minute rule is a legal rule or is that something that was adopted without any kind of official legal statute. I think if a member of the public, if a taxpayer wants to be heard 15 minutes out of one meeting she's done her due diligence to ask for it, I don't think it's a big onerous request. I don't think it's going to have massive repercussions through the city government. I say let her speak.

Michael B. O'Brien, Sr., Aldermanic Liaison

Well this is why, Mr. Mayor, if I may, and to be brief because I understand the videographer. But from my understanding there is no state law that says the public has to speak per se, but we allow it on the Board of Aldermen as a courtesy. So, this particular petitioner is asking for the courtesy, my only point is consistency. So, like I say best to probably refer it to a legal authority.

Mayor Donchess

Well I don't think there's a legal dimension here. I mean it could be 3 minutes, it could be 1 minute, it could be an hour. I mean a board can decide whatever they want on this. It could be unlimited. But the decision we've made is 3 minutes. Now we're they're really really pressing for us to finish up. Anyone have anything further to say on this item? Commissioner Shea.

Commissioner Shea

I would just say that they're under this example. There's really no extenuating circumstances and the resident could certainly and has communicated extensively their position on the issue with us. I would be concerned as far as our process and what we have generally allowed for with the fact of approving this creating you know who are we deciding gets to speak for 15 minutes and gets to speak for 3 minutes. It is my feeling that if we are going to you know have a standard we should stick to that I understand that there was a proposal and that that was an item before us that was more than 3 minutes for this project initially last session and that's something that the board was considering. And you know I would not support this just for the simple fact of I don't want to be deciding who and who doesn't speak for 15 minutes on an ongoing basis. I think that that doesn't serve us well and the sentiment on this from the president has been well taken.

Mayor Donchess

Anything further?

**MOTION FAILED: (Yay-Schoneman, Nay-Donchess, Moriarty, Shea, Lemen)**

Alright now I think we in what not about I think in deference to our videographers who work very hard, thank you Jeff sorry about the disturbance. Again, we would have been upstairs had there not been technical problems up there. But in deference to them we should finish up. I believe so without objection we will go to the non-public session because the Director says there are some hires she would like to complete get approved for and not wait another month.  
Commissioner Moriarty.

**Motion by Commissioner Moriarty:** Moved by roll call that the board going to non-public session pursuant to RSA 91-83 Iib the hiring of any person as a public employee

Mayor Donchess

And does that have to be our roll call?

Lisa Fauteux, Director, Division of Public Works

Yes.

Mayor Donchess

Yes

Commissioner Moriarty

Yes

Commissioner Schoneman

Yes

Commissioner Shea

Yes.

Commissioner Lemen

Yes.

Mayor Donchess

**MOTION CARRIED.**

We are now in an open session. Commissioner Moriarty.

**Motion by Commissioner Moriarty:** Moved by roll call to seal the minutes of the Board of Public Works personnel non-public meeting of June 16, 2022 until such time as the majority of the board votes that the purpose of the confidentiality will no longer be served.

Mayor Donchess

Alright.

Mayor Donchess

Yes

Commissioner Moriarty

Yes

Commissioner Schoneman

Yes

Commissioner Shea

Yes.

Commissioner Lemen

Yes.

Mayor Donchess

Thank you, Commissioner Moriarty. Are we turning motion to adjourn?

**MOTION CARRIED: Unanimously**

The meeting is adjourned at 6:11 p.m.

DRAFT