

A regular meeting of the Board of Aldermen was held Tuesday, August 11, 2020, at 7:30 p.m. via teleconference.

President Lori Wilshire presided; City Clerk Susan Lovering recorded.

Prayer was offered by City Clerk Susan Lovering; Alderman Jan Schmidt led in the Pledge to the Flag.

President Wilshire

As President of the Board of Aldermen, I find that due to the State of Emergency declared by the Governor as a result of the COVID-19 pandemic and in accordance with the Governor's Emergency Order #12 pursuant to Executive Order 2020-04, this public body is authorized to meet electronically.

Please note that there is no physical location to observe and listen contemporaneously to this meeting, which was authorized pursuant to the Governor's Emergency Order. However, in accordance with the Emergency Order, I am confirming that we are:

***a) Providing public access to the meeting by telephone, with additional access possibilities by video or other electronic means:***

*To access Zoom, please refer to the agenda or the City's website for the meeting link.*

*To join by phone dial: 1-929-205-6099 - Meeting ID: 820 0156 6657 Password: 553666*

*The public may also view the meeting via Channel 16.*

***b) Providing public notice of the necessary information for accessing the meeting:***

We previously gave notice to the public of the necessary information for accessing the meeting, through public postings. Instructions have also been provided on the City of Nashua's website at [www.nashuanh.gov](http://www.nashuanh.gov) and publicly noticed at City Hall.

***c) Providing a mechanism for the public to alert the public body during the meeting if there are problems with access:***

If anybody has a problem accessing the meeting via phone or Channel 16, please call 603-821-2049 and they will help you connect.

***d) Adjourning the meeting if the public is unable to access the meeting:***

In the event the public is unable to access the meeting via the methods mentioned above, the meeting will be adjourned and rescheduled. Please note that **all votes** that are taken during this meeting shall be done by **roll call vote**.

Let's start the meeting by taking a roll call attendance. **When each member states their presence, please also state whether there is anyone in the room with you during this meeting, which is required under the Right-To-Know Law.**

The roll call was taken with 14 members of the Board of Aldermen present: Alderman Patricia Klee, Alderwoman Shoshanna Kelly, Alderman Richard A. Dowd, Alderman June M. Caron, Alderman Benjamin Clemons, Alderman Thomas Lopez, Alderman David C. Tencza, Alderwoman Elizabeth Lu, Alderman Ernest Jette, Alderman Jan Schmidt, Alderman Brandon Michael Laws, Alderman Skip Cleaver, Alderman Linda Harriott-Gathright, Alderman Wilshire.

Alderman Michael B. O'Brien, Sr. was recorded absent.

Mayor James W. Donchess, Corporation Counsel Steven A. Bolton, were also in attendance.

Alderman Klee

Here, I can hear everybody and I am alone at this moment in the room and I am doing social distancing.

Alderwoman Kelly

I am here, I am alone I can hear everyone and I am following the Governor's Order to stay home.

Alderman Dowd

I can hear everyone, I am here alone following social distancing in accordance with the Governor's Order.

Alderman Caron

I am here, I am alone, I can hear everyone and I am following Governor's Orders.

Alderman Clemons

I am here, I can hear everyone, I am by myself and I am following the Governor's Declaration to please stay at home.

Alderman Lopez

I am here, I am alone, I can hear everything that's going on and it's a pandemic so I am staying away from people.

Alderman Tencza

I am present, I am alone, I can hear everybody and I am at home per the Governor's Orders.

Alderwoman Lu

Hello, I am here alone, I can hear you and I am staying at home.

Alderman Jette

I am here, I am with my wife, I am at home and I am staying safer at home and I can hear everyone.

Alderman Schmidt

I am present, I can hear everyone and I am in the room alone except for this thing.

Alderman Laws

I am here, I am alone, I can hear you and I am keeping you all safe from me.

Alderman Cleaver

I am here, I am alone and I am practicing social distancing. I can hear everyone.

Alderman Harriott-Gathright

I am here, I am alone and I am practicing social distancing in accordance with the Governor.

President Wilshire

I am here, I am alone and I am practicing social distancing and I can hear everyone. The first thing I'd like to say is I would like to wish Alderman O'Brien well, he won't be with us this evening, he is a little under the weather. So my best wishes to him for a speedy recovery.

Alderman Lopez

Madam President, may I just ask the Clerk to note for the record that Alderman Schmidt did show the Board a bird.

President Wilshire

Thank you Alderman Lopez. Also joining us this evening is Mayor Donchess and Corporation Counsel Steve Bolton. Good evening Mayor, do you wish to address the Board?

REMARKS BY THE MAYORMayor Donchess

Alright, well Madam President thank you very much and it is nice to see you all on a very warm August evening. I had a few things I wanted to get into tonight. First of all, an update regarding the City's COVID-19 response. I see that Director Bagley, our Public Health Director is on the call and she and the Public Health Department continue to do a very fantastic job in helping the community contain the spread of the virus. We receive periodic updates and right now, as of yesterday, Nashua had had about 800 cases, COVID-19 positive. We have currently 34 active cases, we have talked about the contact tracing before, but Public Health works with all of those 34 patients, anybody who tests positive and then figures out who they contacted in the recent days and then works with the contacts, in this case about 130 to advise them to quarantine to get tested and the measures that need to be taken to protect themselves and the public from the potential spread of the virus.

We have accomplished a lot; the number of positive cases that we find every month is going down. Right now we have only about 2 cases, positive cases, patients in the hospitals together. At Nashua's peak we were in the range always – every week of 15 to 20 cases and of course we only have 34 active cases because most people have recovered and unfortunately we have seen 41 deaths but no one has died for over a month. This has been a great community effort, people have really taken to the masks and are wearing masks and taking other measures that protect our families, our friends, our community because they know that that's the way to contain the spread of the virus.

Now on the Agenda tonight is an amendment to the mask ordinance which we all passed, which was proposed by the Board of Health, which you all passed in recent months. The amendment would add some clarification to the mask requirement. First of all, working with the Police Department and the Police Department has been doing a very good job of encouraging compliance without formally citing anyone. The Ordinance would be amended to make it clear that the owner of the business, the business which is open to the public such as a store, a supermarket and the like, has a responsibility to ensure that the people who enter the business, the customers are wearing masks.

And the reason for that is that it helps the Police Department focus on someone when there is a situation where people are not on in compliance; helps the PD to focus on a responsible person with whom to discuss the need to ask the customers to wear a mask.

Number Two, it does clarify some ambiguous situations making it clear that in gyms, the user of the gym is to wear a mask going in but when they are actually exercising that is not a requirement. Also, making it clear than an indoor/outdoor restaurant group situations, a mask is required except when the customer is actually eating or drinking. Then, of course, a mask does not need to be required; otherwise should be worn.

But in any event, this is something I suspect will be referred to Committee and we can discuss it in more detail there, but again, it is part of our community's effort to make sure that we keep the community safe. As I said, this has involved a lot of public sacrifice, many people not going out as much, having the inconvenience of the masks and all these sacrifices that people have made have really accomplished a lot here in Nashua in containing what could have been a much bigger outbreak. But we need to be watchful, we see what can happen in a State that opens too early; Florida, Texas, Arizona we see as prime examples.

Madam President, in addition to those items I wanted to mention the fact that the Economic Development has received and the City has received a \$750,000.00 grant for additional loans for COVID-19 relief for small business. As you will recall together we enacted a COVID-19 Relief Fund where we combined various Federal sources of money, totaling about \$1.2 million dollars and from that fund have made around 50 grants and loans to small businesses and non-profits. Now with the \$750,000.00 we will be able to reach additional businesses, provide additional relief and again if the same average holds, it would be 20, 25, 30 different loans can be granted from that fund.

Last meeting, Madam President, we received an update from the Assessing Department regarding the assessing dashboard, which I think you saw the functionality, all the different things that the Assessing Dashboard can accomplish for the people who wish to use it. That is now on line and active so anyone can use that from the public via the City Website. So that was the culmination of a very big effort.

Madam President, I would also like to give my best to Mike O'Brien if he is watching. Mike if you are watching, I hope you are feeling better soon.

Finally Madam President, the mother of Bill Barry, who we all know, Nancy Barry did pass away in recent days. I wanted to extend my condolences to Bill and Helen and their entire family. Nancy was very beloved by the family and her passing is of course very sad.

That concludes my remarks, Madam President. Thank you.

President Wilshire

Thank you Mayor. Any responses to the Remarks by the Mayor? Seeing none, Recognition Period.

RESPONSE TO REMARKS OF THE MAYOR - None

RECOGNITION PERIOD - None

READING MINUTES OF PREVIOUS MEETINGS

**There being no objection, President Wilshire declared the minutes of the Special Board of Aldermen meeting of July 14, 2020, and regular Board of Aldermen meeting of July 14, 2020 accepted, placed on file, and the reading suspended.**

COMMUNICATIONS REQUIRING ONLY PROCEDURAL ACTIONS AND WRITTEN REPORTS FROM LIAISONS

From: Sarah Marchant, Community Development Division Director  
Re: Amendment to Transit Advertising Services

***There being no objection, President Wilshire accepted the communication and placed it on file.***

From: Daniel Donovan, Chief Operating Officer, Nashua School District  
Re: One Time Budget Funds FY21

***There being no objection, President Wilshire accepted the communication and placed it on file.***

From: Donna Graham, Legislative Affairs Manager  
Re: Communications Received from the Public

***There being no objection, President Wilshire accepted the communication and placed it on file.***

From: David Fredette, Treasurer/Tax Collector  
Re: Purchase Replacement for the 2018 Ford E450 Transit Van from FY2021 Capital Equipment Reserve Fund (CERF)

***There being no objection, President Wilshire accepted the communication and placed it on file.***

PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS EXPECTED TO BE ACTED UPON THIS EVENING - None

COMMUNICATIONS REQUIRING FINAL APPROVAL

From: Tim Cummings, Economic Development Director  
Re: A Contract for NAI Norwood to assist as necessary on a case by case basis with the advisory and procurement/disposition of commercial real estate

**MOTION BY ALDERWOMAN LU TO ACCEPT, PLACE ON FILE, AND AWARD THE PROFESSIONAL SERVICES CONTRACT TO ASSIST THE CITY AS NECESSARY ON A CASE BY CASE BASIS WITH THE ADVISORY AND PROCUREMENT/DISPOSITION OF COMMERCIAL REAL ESTATE TO NAI NORWOOD. THIS IS A MULTI-YEAR CONTRACT AND HAS BEEN APPROVED BY THE FINANCE COMMITTEE AT ITS MEETING OF AUGUST 8, 2020, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza,  
Alderwoman Lu, Alderman Jette, Alderman Schmidt, Alderman Laws,  
Alderman Cleaver, Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

From: Tim Cummings, Economic Development Director

Re: Notice of Contract Change for Martini Northern Relative to Proceeding with a Guaranteed Maximum Price ("GMP")

**MOTION BY ALDERMAN LOPEZ TO ACCEPT, PLACE ON FILE, AND APPROVE THE NOTICE OF CONTRACT CHANGE/AMENDMENT FOR THE RENOVATIONS AT THE PUBLIC HEALTH BUILDING FOR A GUARANTEED MAXIMUM PRICE ("GMP") OF \$2,825,625.00 BY MARTINI NORTHERN, BY ROLL CALL**

ON THE QUESTION

President Wilshire

Any discussion on that Motion? Alderman Jette?

Alderman Jette

Yes, thank you Madam President. Has this been referred, I mean has this gone through a Committee, the Finance Committee for example? You know, we are talking about as Alderman Lopez mentioned, it's a big number and I am just wondering if a Committee of the Board has reviewed this?

President Wilshire

I could defer to Mr. Cummings? Director Cummings? Mayor do you know? I don't think it's been before a Committee.

Alderman Jette

That being the case, could I move to let it be referred to whatever Committee you feel is appropriate Madam President for a review and recommendation to the Full Board?

President Wilshire

Director Cummins?

Tim Cummings, Director of Economic Development

Madam President, yes this contract has been reviewed already by the Finance Committee when we initially approved it and it was understood at that time that we were going to be approving the full contract and then when we arrived at a guaranteed maximum price we would be letting you know.

President Wilshire

So it's already been approved?

Director Cummings

The full contract has been correct. This process has been reviewed by the Legal Department and this is what they advised as the process.

President Wilshire

Are you ok with that Alderman Jette?

Alderman Jette

Well I appreciate that but I would feel more comfortable if a Committee reviewed this, I mean we are agreeing to a guaranteed maximum price. I don't know about the rest of the Aldermen but I don't know, I don't feel comfortable saying that this price is appropriate. I think it should be reviewed by a Committee; it should be vetted before a Committee. Is there any problem is there a time crunch we are facing?

Director Cummings

Yes, yes – that will cause a problem.

Alderman Jette

OK well in the future, I would appreciate it if you would bring this before us before it causes a problem. You know, you are asking us to approve something, I don't know about the rest of the Aldermen, but I feel, I am in a position where I am approving something that you know, I know it's a reduction of the full amount that originally was talked about. But I can't stay, you know, if somebody asks me, if one of my constituents asks me, what is this all about, is this price appropriate? I really don't know, I guess I am relying upon you and I don't feel comfortable. I feel that we have a process. We have Committees and when things come before the Board of Aldermen we are not supposed to be acting with a few days' notice about something based upon – you know with all due respect – your recommendation. I think it is appropriate for a Committee to review it. I don't know what the time crunch is, but I am telling you how I feel. So what is the time crunch, what is going to happen if we don't approve this tonight?

Director Cummings

Yes thank you and just so you know, I am having trouble with my internet connection so I apologize. So we have deadlines and we have the contract ready to go and we are trying to keep on schedule. This is going to be a year's long process. If you delay this tonight it is essentially a one month delay before this Board convenes again and you will push the whole project schedule. I am not the arbiter of the process, I am following the process that has been previously outlined and just doing what was relayed to me. So that's just what we have done past practice and that's why it is following this course of action.

President Wilshire

I am going to go to the Mayor first and I have a lot of hands up. Mayor?

Mayor Donchess

Well I would say that under the circumstances it didn't seem that this coming back to the Committee a second time was really necessary because of the very substantial price reduction that we achieved. So this is the Public Health Building, the renovation of the Public Health Building has been in discussion for how many years, eight years? The Board, the City did approve a contract for the renovation work up to a maximum price of \$3.6 million dollars. And now we are in a situation where we have leased space and we are going to move Public Health down to Main Street for one year and this project needs to be completed within one year in order to get them out of the leased space and back into the renovated space over at Public Health.

Now certainly I understand Alderman Jette's point that these matters should be reviewed by Committee, but what I am trying to contribute here is that the \$3.6 million was reviewed by a Committee, was approved by a Committee and now as a result of Director Cummings negotiating and all the other things that have gone into this, we have reduced the price below that previously approved by the Board of Aldermen by \$800,000.00. So if we were increasing it by \$800,000.00 I think we would have certainly thought, Oh my God, this requires an explanation but since we have reduced it by \$800,000.00 from the figure approved by the Board of Aldermen I think everybody's assumption was that people would be comfortable with that.

President Wilshire

Mayor, do you know when the Finance Committee approved that?

Mayor Donchess

No, you mean the \$3.6?

President Wilshire

Yes.

Mayor Donchess

No, I am not sure.

Alderman Lopez

I think I might have made the motion for that as well in the spring.

President Wilshire

The motion for what?

Alderman Lopez

For the funding for that amount, because if I remember originally it was \$1.5 and then Legislation came across saying like, Ok there's been some changes in the project so now we have to change the amount. So then earlier this year I sponsored a motion to do that.

Alderman Dowd

Yes, you are going to see several of these GMP's on all the projects we have going on. You are going to see them on 3 schools. As long as the amount, by the way, when they get that number, they predict a price for the project and then they go back and sharpen their pencils and get the actual prices when they go out to bids and everything. If it comes in under the amount that was approved for bonding, it really shouldn't be an issue. It's not like we are trying to increase the bond, we are saving money. So it just means that the final prices that were obtained by the contractor were less than was anticipated. So I don't think you know it needs to go back before a Committee as long as it is under the bonded price. The City is saving money and it would just be whatever discussion you would have at a Committee, you could have right now.

Alderman Laws

Thank you Madam President. I have nothing to add after the last two speakers, thank you.

Alderman Lopez

I just want to say that I am inclined at this point to leave my motion the same that was initially proposed. But I did want to acknowledge that I see Alderman Jette's point as well. Communication is very, very important and I think there's a number of situations where it is extremely important for the Board of Aldermen to be briefed on things where they haven't necessarily been given all the details or information hasn't been conveyed particularly accurately. So as a rule of thumb, there should always be willingness to communicate with the Board; even if it is in written form or something along those lines before we are expected to make a decision on something, because while this is definitely a much lower number and lower

is good as I understand it, we don't necessarily know if any changes to the scope of service have been made. If like they didn't add the elevator or any changes like that. So being generally briefed on what we are being asked to vote on, is at least courtesy, which I agree we should be extended a little bit more carefully in the future. But I am not inclined to hold this up because the Public Health Department is extremely important especially now, they have long been overlooked. Their needs are not ambitious, they are pretty humble. They are looking for a handicap accessibility and facilities that are capable of handling the kind of work that they do. So I appreciate that we are actually able to address this at a time where Public Health's Mission is at the forefront of what our City's activities are. I don't want to hold it up, I want to make that we get this done.

#### Alderman Tencza

Very briefly Madam President, so I believe Director Cummings sent us all a Memo on this back on July 27<sup>th</sup> which stated that the scope of work was not going to change whatsoever with this new price. And then we also received it in the packet that Ms. Graham sent out to us. So we have had ample notice, I mean I think anyone who would want to ask Director Cummings questions about any of this had the opportunity to do so. They could have put what they found on the record here tonight I think we have spent several minutes talking about this when there has been opportunity to get this information beforehand. So I would hope that we can move forward with this tonight and save some money for the City on this project. Thank you.

#### Alderman Lopez

If I could follow up? I just want to clarify that my point was more than we are not causing a delay when we ask for information. We are just doing our due diligence and that should be something that City Departments are happy to do. In this case they did it, everything should be fine and we can move forward. But as a general rule of courtesy, we should be briefed on everything we are doing and that is an expectation that all Aldermen should have that they are reviewing these processes.

#### Alderwoman Lu

Thank you. I just wanted to point out that you know the change to a contract was a little bit confusing for me and I wanted to look at the original contract to see what might have changed. Unfortunately, when I went to look at the original contract, I found that none of 2020 contracts are currently on the City Web Site and I reached out to a couple of people about that so that I could prepare for this evening, but haven't received a response. So I think that's a broken link or just something for the efficient, you know, that should be corrected so we can review the contracts that you know – do the research. But if it is just a matter of we now have a guarantee and that is the only difference is that now they are guaranteeing us that there won't be any changes to the price? Is that correct?

#### President Wilshire

That's the – what did he call it? Guaranteed Maximum Price.

#### Steve Bolton, City Counsel

Madam President, I can probably answer that. Right now you've got a contract which calls for a price that we won't go over. That can be amended by change order in the future as well. So if something is found that needs to be corrected that no one currently knows about, it could be that there will be a further change order that adds \$10,000.00 or \$20,000.00 or whatever number. So it is guaranteed in this contract, but it does not mean that this contract can't be amended to include additional work that is not now anticipated.

#### Alderwoman Lu

Just a follow up, it has been my understanding, so when we enter a contract with, when we enter a contract for work for the City, we don't necessarily know what the true price will be?

Attorney Bolton

As with any contract, it can be amended over time. Construction contracts are complex and certainly renovations are even more complex than new construction. And we've got a contractor, actually we have several trade contractors agreeing to do certain work for certain prices. Those all get added up, our construction manager adds their fee, a certain amount of contingency for odds and ends and that becomes the guaranteed maximum price under the contract as it exists. It is not unlikely that in the course of doing the work that the contractor has agreed to do something is discovered that requires additional work that the contractor has not yet agreed to do. But once we discover that, we may decide that is better to address it now than later or we may essentially have little to no choice if not addressing that additional work would be a violation of building code. If that happens and we are requiring a contractor to do extra work, extra work begets extra pay. So we may well be in a position to negotiate how much to pay for that extra work. So if we agree to modify the contract, to amend the contract, we may, in fact, be paying more. Sometimes, I would say less often, the reverse can be true. Something you think needed to be corrected when you enter into the contract, once you start removing walls and floors and ceiling tiles, you find out that something that you thought needed to be corrected and the contractor has agreed for a price to correct that, you find out – Woah, we don't need to have that done, it's in better shape that we thought it was, in which case the change order can come along that reduces the guaranteed maximum price. So it's possible to amend a contract in either direction; to remove work or to add work and that can be expected if you are adding work it costs more, if you are removing work you can expect it to cost less.

President Wilshire

Are you all set Alderman Lu?

Alderwoman Lu

Yes thank you. Just a comment that it is surprising to learn that before the work begins a contractor wants to reduce the guaranteed maximum, that's all. But thank you for your concise explanation Attorney Bolton.

Attorney Bolton

Yeah I can answer that too. At the time that we enter into a contract with a construction manager, the construction manager, the design professional are estimated what areas of the work might cost. The guaranteed maximum price generally is set after bids have come in from all the trade contracts. So you get a bid from your electrical contractor and a bid from your mechanical contractor, a bid for the framing and roofing and a bid for the electrical wiring. And as I say you add all that up. One of the jobs of the construction manager is to assist us in that process of bidding out the segment of the work to the various trade contractors. So in the construction management form, this is very typical. The contract is based on an estimate to begin with and then the guaranteed maximum price is set after the construction manager has already performed some of its duties.

President Wilshire

Ok so the motion before us to accept, place on file and approve the guaranteed maximum price by Martini Northern by roll call. Any further discussion? Alderman Jette.

Alderman Jette

Yeah I just want to say I mean I don't take any great pleasure in being a road block on these things; I take my job seriously. I mean I appreciate Alderman Tencza's pointing out that there was a Memo written on July 27<sup>th</sup> on this. And it included 21 pages I think of amounts of details. I didn't, maybe it is my fault, I didn't expect that we would be voting on this tonight, I thought it would be referred to a Committee. I mean our rules, you know Section 5-19 of the Nashua Revised Ordinances says that every Ordinance Order or

Resolution will have a first reading, a second reading and then passage. And then after the first reading it will be referred to a Committee. We as a Board of Aldermen don't make decisions by ourselves, we do it by a whole and we do it by the Committee process. So maybe it was my fault for assuming we were following the Ordinances and the rules and if I am mistaken about that, I apologize. But as Director Cummings pointed out in his Memo, the Ordinance require 5-91 requires that amounts over \$1 million dollars be approved by the Board of Aldermen. What does that mean? That we just accept what – we have excellent people working for us, Director Cummings is one of them. And I don't doubt that for a minute. But the people didn't elect us to just rubber stamp what our staff tells us is the right thing to do. We have an obligation to look into it ourselves. And we do that through Committees, that's my only point. I don't want to hold up the Board of Health and their moving process. But I am not going to take the blame for this. This is not my doing. I am not the one, I mean this could have been presented to the Finance Committee, a Special Meeting could have been called by the Mayor and this could have been vetted by the Finance Committee and tonight we would have a recommendation from the Finance Committee. But that wasn't done. It is just being presented to us and I apologize but I cannot support this without what I think is the proper following of the Ordinances and the rules and the proper procedure.

#### President Wilshire

Alderman Jette, the Finance Committee did approve this contract; they approved it up to \$3.6 million. It's been to Committee. I don't understand why you are thinking this is just getting passed ...

#### Alderman Jette

Madam President, the price has been reduced by \$800,000.00. We don't know if under the circumstances the price could be reduced by \$1 million. How do we know? Do you know? I don't think so. We are just, you know, we are saying the price is less, isn't that terrific? Maybe it could be more, maybe it could be less than that. I am not saying it should be, I am not saying it can be, I am just pointing out that we are, in my opinion, we are not doing our jobs and so I mean I understand most of you disagree with me. But that's how I feel and I apologize for it.

#### President Wilshire

You don't owe anybody an apology Alderman Jette, but you are right, some of us don't agree with it. I don't agree it, and I am entitled to not agreeing with it as much as you are entitled to your opinion on the matter. Alderman Clemons?

#### Alderman Clemons

Thank you, Madam President. I agree with I guess Alderman Lopez earlier, a brief synopsis would have been nice with the Agenda, I think that would have helped. Maybe going forward we can do that, however, we got the Agenda on Friday. Friday evening, Saturday, Sunday, Monday all day today. Why is the question being asked tonight at the meeting is my question? It is our responsibility when we read the Agenda which comes out on Friday to look at it, but not only to look at it but to understand it first of all. And if we have any questions to ask them. So it probably would have been appropriate to ask Director Cummings ahead of time what your questions might have been.

Secondly we are not violating any Ordinances and we are not violating the rules on the Board either because this isn't an Ordinance and it is not a Resolution; it is a contract. And the contract already came before the Finance Committee and was voted on. This is a reduction in that contract which has to be voted on by the entire Board of Aldermen. So I can see where the Mayor and Director Cummings had the thought process that because it was a reduction that it shouldn't have to go back before the Finance Committee, because it was a reduction. And I understand the point that, well how do we know if it was the appropriate reduction, but again, that is something that should have been asked ahead of time, particularly because the Agenda shows that it was intended to be passed this evening.

So I would hope that the Aldermen, when you have a question on things, that you ask the question ahead of time because I think that it prevents things from ....

Director Cummings

I talked to Jette yesterday on the phone at length about multiple things, he never even brought this up.

Mayor Donchess

Madam President?

President Wilshire

I am going to call on the Mayor and then Alderman Kelly.

Mayor Donchess

I want to clarify what I said before because the Finance Committee approved this, I think – I think a year ago and the project has been in the works for a long time. So I am trying to rely on memory about this. But I misspoke when I said this will realize an \$800,000.00 savings. It is \$800,000.00 less than the bonded amount, but we may have other contracts which add on to this one. So I want to correct that. This isn't necessarily an \$800,000.00 savings, but the contract was approved by the Finance Committee I believe sometime last Summer. And then in the course of the intervening year, we arrived at this guaranteed maximum price, which is \$800,000.00 less than the bond authorization but there might or will be additional work required. I think that in the future, in a situation like this, if you want to get an explanation, I'd be glad to provide it for you. I mean it's not like we were trying to hide it, the project is so longstanding, it has been going on for years. We were before the Committee a year ago and it just seemed, this has been through Legal, and it just seemed like it was or there wouldn't be any issues.

Now given what Alderman Jette has raised, if this happens again, we would be glad to come back, you know, no problem. In fact, we've got three other contracts on here, the one about the Realty Services has gone to the Committee and been discussed. The others have not except in concept with the Board and the subsequent two regarding the Riverfront. Those have been discussed in concept with the Board you know as a whole and also with Infrastructure. But given this discussion, we'd be glad to bring those to the Finance Committee and discuss them in detail. So I am asking you to defer those contracts so we don't have this same discussion. But I think in the future, we would be glad to come back. In this instance, unfortunately there is some time pressure because Public Health can only be out of that building for a year. Certainly we would be glad to come to the Finance Committee and justify the \$2.8 million, no problem. But to hold it up for a month, would be a problem or could be a problem because then we don't finish and then you know then we don't have a place for them at the end of the lease. Anyway, I apologize for the confusion.

Alderwoman Kelly

Thank you, I don't know if I'm too dark, I thought my arm was getting tired there, the lighting in here. Thank you. So I had a couple of comments just for the conversation here. I think that the reason that this is coming up is there have been other instances in which we have suspended the rules and it hasn't gone to Committee. And so I don't want to speak for the other Aldermen here but I do feel that has happened a few times and it feels like we are not doing our due diligence having those conversations. In this case, as we have been assured the actual scope has not changed, I think we should move this forward. But I think we continue to bring these things out, because there were a couple of things said, Oh just because it costs less we should go forward with it. But we don't know why it is costing less, we don't have any understanding fully about what is going on with this and sometimes costing less means we are cutting corners and that may not be the best way to handle a project.

So I mean I have full faith in the Departments that work on this and the contractors that we hire, but our job is to make sure that these projects are being looked at with a fine tooth comb and that we can go back to our constituents and explain what is going on with things. So I think anyplace that we can have transparency, we need to have it.

The other thing I wanted to bring up is just a way of working in the Chamber that I think would help address this. A lot of times there have been other Aldermen in the past who would either be the Chair of the Committee that this went through or the person who was the sole sponsor would make the motion and then they would speak to it and so they could quickly kind of give us a quick synopsis of what it was and maybe nip some of these conversations in the bud because we already have that information; not just for us but also for the constituents who are watching. So I think that could be a potential way of us just working through it in the Chamber as we continue to work through all this stuff. So thank you.

#### Alderman Harriott-Gathright

OK first of all I kind of feel offended that someone would make the statement on this Board that a rubber stamp – that really disturbs me – number one. We did look at this and I know the Mayor said it was probably last spring, but I was thinking in my mind, I said no it's several months ago I know we did vote on this in the Finance Committee, etc. etc. Ok? Once we were assured that nothing had changed, I feel as though we should have had a different look at what Alderman Jette was speaking of ok? On the same token I do feel as though he had one point that maybe we could have had one sheet that just said there's no changes in the scope of work, however, the price is better. We know we are going through a pandemic, we know that people need to work. We know that companies are still trying to stay afloat of everything. So with that said, I would expect that it would come back cheaper. Because I come from a market where I am used to changes in the market really affects what people want to charge you for the work they are going to do. So I didn't think it was unusual on a personal note to see that the price was different given that we are in a pandemic. I am definitely going to vote for this; we need to move on. The Health Department has been waiting for years to get what they need to really be the best that they can be, which they are great anyway. So I am going to vote for this and I think this is a great opportunity for all of us as Aldermen to stand behind our Health Department for a change and vote in favor of this. Thank you.

#### President Wilshire

Thank you. Anyone else? Alderman Lopez?

#### Alderman Lopez

Yeah just for some not-so-recent history, literally I think the first motion I endorsed as an Alderman was for the Health Department and I made the mistake of not fully researching exactly what I was endorsing and I got called out on it by Alderman Segal so I went back and I did the research so I was able to speak it. So in deference to Alderman Kelly's observation, we do have a process for this so if we are asked to endorse something, either in our role as liaison or if we are the author of it, then we should also expect a little bit of attention from the City departments that are relevant to it to make sure that we are fully briefed to answer these questions, that way they don't get put in the spotlight in the middle of a meeting which may be something that is happening here.

And then also I wanted to point out I don't have a lot of good senses, but hearing is definitely of the few that remains intact. So for those of us who heard Director Cummings say that he had spoken to Alderman Jette yesterday, while his phone was muted, I just want to remind everybody that he's probably having connection issues and probably was called by I think the Mayor it was unmuted at the time so that was probably where that was coming from.

Alderwoman Kelly

I hope to put this to bed after this I know we have had a rigorous discussion. My request would just be that we think about timing of contracts and when they need to be approved so we don't get under the gun like this. One of the Alderman pointed out that we had from Friday until now to ask questions but in the Mayor's own remarks he said we have been working on this for over a year. So this could have been brought to us a month earlier or give us a little bit of time to make sure that we know what we are approving.

President Wilshire

Well you know Director Cummings did send out a memo and this did go to Finance. So I don't think we have done anything lax. The information was available and he did send something out in July which was only 2 ½ weeks ago. So in his defense, I think he did what he should have done. If wanted more from him, we could have simply asked and I am sure he would have been more than happy to give you any information you need. I do understand that if we are supposed to vet something, we vet something and we should be doing that. But this went through Finance. Alderman Dowd?

Alderman Dowd

I have been doing this kind of work with the City for 20 years and very simply the process is when we have a project, we hire an architect, the architect determines the work that needs to be done. Then your construction manager goes out and solicits bids for each piece of the work and that's a contract. And any body that is on the Joint Special has seen a number of these already on just the Fairgrounds Project. We approved that contract and that's what they are going to do the work for. When all of those are added up, and by the way when we first do all those estimates, the construction manager is going to determine what they think it is going to cost to do the architect's work. They make sure it is a close to what is going to happen as possible.

Then when they go out for bids, the bids come in and has been the case in the school projects for most every time, the bids come in in conglomerate underneath what we had to bond for and what the cost of the project was going to be. So when all of those bids are in and they say they are going to do the work for that price, then we can go out with a guaranteed maximum price. And as Attorney Bolton said, now if they start doing the work and it goes up or down in the process, you have to do a change order and that has to be approved by whoever has responsibility for that project. In the schools, it is the Joint Special, alright? And they can't do anything without that signed change order. And the only time that it would cause a major thing to come back to the Board of Aldermen would be if all of a sudden when we add everything up it's over the amount that we have approved for bonding. Int this case, we are under the amount we approved for bonding. So when they went out to get the work and they got all the bids it came in less than we thought. So there should be no issues there, there's no change in work because the architect, whoever the Committee is that's seeing this project, the architect designed what needed to be done. The construction manager went out and got bids and all the bids are in and signed it is less than we expected.

President Wilshire

Are you all set Alderman Dowd?

Alderman Dowd

I hope so.

President Wilshire

Ok the Motion is to approve the contract change from Martini Northern relative to the guaranteed maximum price. Further discussion on that motion? Seeing none, would the Clerk please call the roll?

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza,  
Alderwoman Lu, Alderman Schmidt, Alderman Laws,  
Alderman Cleaver, Alderwoman Harriott-Gathright, Alderman Wilshire 13

Nay: Alderman Jette, 1

### **MOTION CARRIED**

From: Tim Cummings, Economic Development Director

Re: Contract Amendment for Professional Engineering Services related to the Nashua Downtown Riverfront Implementation Project VHB, Inc.

President Wilshire

I just want to touch base with the Mayor and see if this is one that can go to Committee?

Mayor Donchess

Yes Madam President, please send this to the Finance Committee to review.

President Wilshire

And what about the next few Mayor? I mean there's Swanson, the Riverfront Plan?

Mayor Donchess

They Hayner / Swanson can go to the Committee.

President Wilshire

And the CERF?

Mayor Donchess

The CERF is of course, well that's pretty self-explanatory, but that could go to the Committee. We are trying to replace a Police Vehicle there.

President Wilshire

OK thank you Mayor.

Mayor Donchess

But the Riverfront Contracts can go to the Committee, no problem.

President Wilshire

So I will ...

Alderman Dowd

Alderman Wilshire?

Alderman Dowd

You want to send the CERF one to Budget, we are having a meeting tomorrow night.

President Wilshire

So I will, without objection, hope to send the contract amendment for professional engineering services related to the Riverfront Project, I will send that to Planning & Economic Development.

CONTRACT AMENDMENT WITH VHB, INC., FOR PROFESSIONAL ENGINEERING SERVICES TO THE NASHUA DOWNTOWN RIVERFRONT IMPLEMENTATION PROJECT IN THE AMOUNT OF \$500,000, REFERRED TO THE PEDC COMMITTEE WITHOUT OBJECTION

From: Tim Cummings, Economic Development Director

Re: Contract Amendment for Professional Engineering Services related to the Nashua Downtown Riverfront Implementation Project Hayner/Swanson, Inc.

CONTRACT AMENDMENT WITH HAYNER/SWANSON, INC., FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO THE NASHUA DOWNTOWN RIVERFRONT IMPLEMENTATION PROJECT IN THE AMOUNT OF \$118,730, SENT TO PLANNING & ECONOMIC DEVELOPMENT COMMITTEE WITHOUT OBJECTION

From: David G. Fredette, Treasurer/Tax Collector

Re: Purchase replacement for one (1) 2019 Ford Police Interceptor Utility vehicle from FY2021 Capital Equipment Reserve Fund (CERF)

PURCHASE OF A 2020 FORD POLICE INTERCEPTOR UTILITY VEHICLE IN THE AMOUNT OF \$49,516.50 TO BE TAKEN FROM THE CERF ACCOUNT AND AWARDED TO MUNICIPAL VEHICLES OF MARLBOROUGH, MA, SENT TO THE BUDGET COMMITTEE FOR REVIEW WITHOUT OBJECTION

PETITIONS - None

NOMINATIONS, APPOINTMENTS AND ELECTIONSAppointments by the Mayor

The following Appointments by the Mayor were read into the record:

Business and Industrial Development Authority

Jack Tulley (Reappointment)  
P.O. Box 600  
Nashua, NH 03061

Term to Expire: September 13, 2023

Mark Prolman (Reappointment)  
70 Crestwood Drive  
Hollis, NH 03049

Term to Expire: April 30, 2023

Energy and Environment Committee

Anita Ardencala (Reappointment)  
15 Taylor Street  
Nashua, NH 03060

Term to Expire: March 31, 2023

Master Plan Committee

Mary Ann Melizzi-Golja (New Appointment)  
2 Amble Road  
Nashua, NH 03062

Homa Jaferey (New Appointment)  
5 Poliquin Drive  
Nashua, NH 03062

Gloria McCarthy (New Appointment)  
65 Musket Drive  
Nashua, NH 03062

Peter Schaefer (New Appointment)  
15 E Street  
Nashua, NH 03060

Gene Porter (New Appointment)  
77 Concord Street  
Nashua, NH 03064

John Spira-Savett (New Appointment)  
39 Coburn Avenue  
Nashua, NH 03063

Marjorie Bollinger (New Appointment)  
67 Cannongate III Road  
Nashua, NH 03063

Amber Logue (New Appointment)  
20 Lock Street  
Nashua, NH 03064

Mine Falls Park Advisory Committee

Greg Andruskevich (Reappointment)  
3 Caraway Lane  
Nashua, NH 03063

Term to Expire: June 30, 2023

Nashua Airport Authority

David Heath (Reappointment)  
7 Casey Circle  
Nashua, NH 03063

Term to Expire: August 31, 2025

Nashua Arts Commission

Paul LaFlamme (Reappointment)  
28 Lutheran Drive  
Nashua, NH 03063

Term to Expire: April 1, 2022

Judith Carlson (Reappointment)  
15 Manchester Street  
Nashua, NH 03064

Term to Expire: April 1, 2023

Nashua Planning Board

Michael Pedersen (Reappointment)  
11 Delaware Road  
Nashua, NH 03062

Term to Expire: January 1, 2024

Scott LeClair (Reappointment)  
10 Daylily Drive  
Nashua, NH 03062

Term to Expire: March 31, 2022

Lawrence Hirsch (Reappointment)  
12 Salmon Brook Drive  
Nashua, NH 03062

Term to Expire: March 31, 2023

Maggie Harper (Reappointment)  
3 Taft Street  
Nashua, NH 03060

Term to Expire: March 31, 2023

Tax Increment Financing Advisory Board

Sarah Marchant (Reappointment)  
229 Main Street  
Nashua, NH 03061

Term to Expire: September 30, 2021

Chris Lewis (Reappointment)  
670 North Commercial Street  
Manchester, NH 03101

Term to Expire: September 30, 2021

David Fredette (Reappointment)  
229 Main Street  
Nashua, NH 03061

Term to Expire: September 30, 2021

Eric Drouart (Reappointment)  
57 Main Street #206  
Nashua, NH 03060

Term to Expire: September 30, 2021

Tim Cummings (Reappointment)  
229 Main Street  
Nashua, NH 03061

Term to Expire: September 30, 2021

Michael Cerato (Reappointment)  
4 Water Street  
Nashua, NH 03060

Term to Expire: September 30, 2021

Tia Phillips (Reappointment)  
2 Clocktower Place  
Nashua, NH 03060

Term to Expire: September 30, 2021

***There being no objection, President Wilshire accepted the Appointments by the Mayor as read and referred them to the Personnel Administrative Affairs Committee.***

Joint Convention with Edgewood Cemetery Board of Trustees

From: Jeffrey L. Snow, Superintendent of the Edgewood Cemetery  
Re: Request for Joint Convention

***There being no objection, President Wilshire accepted the communication, placed it on file, and scheduled a Joint Convention with the Trustees of the Edgewood Cemetery for Tuesday, September 9, 2020, at 7:30 p.m. via a Zoom teleconference meeting.***

REPORTS OF COMMITTEE

Human Affairs Committee..... 07/13/2020

There being no objection, President Wilshire declared the report of the July 13, 2020 Human Affairs Committee accepted and placed on file.

Finance Committee..... 07/15/2020

There being no objection, President Wilshire declared the report of the July 15, 2020 Finance Committee accepted and placed on file.

Committee on Infrastructure..... 07/22/2020

There being no objection, President Wilshire declared the report of the July 22, 2020 Committee on Infrastructure accepted and placed on file.

Budget Review Committee..... 07/27/2020

There being no objection, President Wilshire declared the report of the July 27, 2020 Budget Review Committee accepted and placed on file.

Finance Committee..... 08/05/2020

There being no objection, President Wilshire declared the report of the August 5, 2020 Finance Committee accepted and placed on file.

CONFIRMATION OF MAYOR'S APPOINTMENTS – None

UNFINISHED BUSINESS – RESOLUTIONS**R-20-044**

Endorsers: Mayor Jim Donchess  
 Alderman-at-Large Michael B. O'Brien, Sr.  
 Alderman Jan Schmidt  
 Alderman Richard A. Dowd  
 Alderman Patricia Klee  
 Alderman-at-Large David C. Tencza  
 Alderwoman Elizabeth Lu  
 Alderwoman-at-Large Shoshanna Kelly  
 Alderman June M. Caron  
 Alderman Thomas Lopez  
 Alderman Skip Cleaver  
 Alderman-at-Large Lori Wilshire  
 Alderman Linda Harriott-Gathright

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF AN ADDITIONAL \$377,873.50 FROM THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF HEALTH AND HUMAN SERVICES INTO TRANSIT GRANT ACTIVITY “FEDERAL TRANSIT AUTHORITY (“FTA”) OPERATING GRANT”**

Given its second reading;

**MOTION BY ALDERMAN CLEAVER FOR FINAL PASSAGE OF R-20-044, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron, Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu, Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver, Alderwoman Harriott-Gathright, Alderman Wilshire	14
Nay:	0

**MOTION CARRIED**

Resolution R-20-044 declared duly adopted.

**R-20-045**

Endorsers: Mayor Jim Donchess  
 Alderman Jan Schmidt  
 Alderman-at-Large Michael B. O'Brien, Sr.  
 Alderman Linda Harriott-Gathright  
 Alderman-at-Large David C. Tencza  
 Alderman Thomas Lopez  
 Alderwoman-at-Large Shoshanna Kelly  
 Alderman Patricia Klee  
 Alderman-at-Large Brandon Michael Laws  
 Alderman June M. Caron

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$190,000 FROM THE STATE OF NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES CARES ACT FUNDING INTO PUBLIC HEALTH AND COMMUNITY SERVICES GRANT ACTIVITY “FY2020 PUBLIC HEALTH CRISIS RESPONSE”**

Given its second reading;

**MOTION BY ALDERWOMAN KELLY FOR FINAL PASSAGE OF R-20-045, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Resolution R-20-045 declared duly adopted.

**R-20-046**

Endorsers: Mayor Jim Donchess  
Alderman June M. Caron  
Alderman-at-Large Brandon Michael Laws  
Alderman Linda Harriott-Gathright  
Alderman Jan Schmidt  
Alderman-at-Large David C. Tencza  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Richard A. Dowd  
Alderman Thomas Lopez  
Alderman Patricia Klee  
Alderman Skip Cleaver  
Alderwoman-at-Large Shoshanna Kelly  
Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$159,460 FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT CARES ACT FUNDING INTO PUBLIC HEALTH AND COMMUNITY SERVICES GRANT ACTIVITY "HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS ("HOPWA")"**

Given its second reading;

**MOTION BY ALDERMAN CARON FOR FINAL PASSAGE OF R-20-046, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Resolution R-20-046 declared duly adopted.

**R-20-047**

Endorsers: Mayor Jim Donchess  
 Alderman-at-Large David C. Tencza  
 Alderman Jan Schmidt  
 Alderman-at-Large Brandon Michael Laws  
 Alderman Linda Harriott-Gathright  
 Alderman-at-Large Michael B. O'Brien, Sr.  
 Alderman Richard A. Dowd  
 Alderwoman-at-Large Shoshanna Kelly  
 Alderman Patricia Klee  
 Alderman Skip Cleaver  
 Alderman June M. Caron  
 Alderman Thomas Lopez

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$162,000 FROM THE STATE OF NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES INTO PUBLIC HEALTH AND COMMUNITY SERVICES GRANT ACTIVITIES "FY21 AND FY22 HIV PREVENTION GRANT"**

Given its second reading;

**MOTION BY ALDERMAN HARRIOTT-GATHRIGHT FOR FINAL PASSAGE OF R-20-047, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron, Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu, Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver, Alderwoman Harriott-Gathright, Alderman Wilshire	14
Nay:	0

**MOTION CARRIED**

Resolution R-20-047 declared duly adopted.

**R-20-048**

Endorsers: Mayor Jim Donchess  
 Alderman-at-Large Brandon Michael Laws  
 Alderman-at-Large David C. Tencza  
 Alderman Jan Schmidt  
 Alderman Linda Harriott-Gathright  
 Alderman-at-Large Michael B. O'Brien, Sr.  
 Alderman Richard A. Dowd  
 Alderman Thomas Lopez  
 Alderman Patricia Klee  
 Alderman Skip Cleaver  
 Alderman June M. Caron

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$99,000 FROM THE STATE OF NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES INTO PUBLIC HEALTH AND COMMUNITY SERVICES GRANT ACTIVITIES "FY21 AND FY22 STD PREVENTION GRANT"**

Given its second reading;

**MOTION BY ALDERMAN KLEE FOR FINAL PASSAGE OF R-20-048, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Resolution R-20-048 declared duly adopted.

**R-20-049**

Endorsers: Mayor Jim Donchess  
Alderman-at-Large David C. Tencza  
Alderman June M. Caron  
Alderman Jan Schmidt  
Alderman-at-Large Brandon Michael Laws  
Alderman Linda Harriott-Gathright  
Alderman Patricia Klee  
Alderman Richard A. Dowd  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Thomas Lopez  
Alderwoman-at-Large Shoshanna Kelly  
Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$97,500 FROM THE STATE OF  
NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES INTO PUBLIC HEALTH  
AND COMMUNITY SERVICES GRANT ACTIVITIES "FY21 AND FY22 IMMUNIZATION PROGRAM  
OF GREATER NASHUA"**

Given its second reading;

**MOTION BY ALDERMAN TENCZA FOR FINAL PASSAGE OF R-20-049, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Resolution R-20-049 declared duly adopted.

**R-20-050**

Endorsers: Mayor Jim Donchess  
 Alderman-at-Large Brandon Michael Laws  
 Alderman-at-Large David C. Tencza  
 Alderman Jan Schmidt  
 Alderman Linda Harriott-Gathright  
 Alderman-at-Large Michael O'Brien, Sr.  
 Alderman Richard A. Dowd  
 Alderwoman-at-Large Shoshanna Kelly  
 Alderman Thomas Lopez  
 Alderman Patricia Klee  
 Alderman Skip Cleaver  
 Alderman June M. Caron  
 Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$52,500 FROM THE STATE OF NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES INTO PUBLIC HEALTH AND COMMUNITY SERVICES GRANT ACTIVITIES "FY21 AND FY22 TUBERCULOSIS PROGRAM OF GREATER NASHUA"**

Given its second reading;

**MOTION BY ALDERMAN LAWS FOR FINAL PASSAGE OF R-20-050, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
 Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
 Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
 Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Resolution R-20-050 declared duly adopted.

**R-20-051**

Endorsers: Mayor Jim Donchess  
 Alderman-at-Large Brandon Michael Laws  
 Alderman-at-Large David C. Tencza  
 Alderman Jan Schmidt  
 Alderman Linda Harriott-Gathright  
 Alderman-at-Large Michael B. O'Brien, Sr.  
 Alderman Richard A. Dowd  
 Alderwoman-at-Large Shoshanna Kelly  
 Alderman Thomas Lopez  
 Alderman Patricia Klee  
 Alderman Skip Cleaver  
 Alderman June M. Caron  
 Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$45,000 FROM THE STATE OF NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES INTO PUBLIC HEALTH AND COMMUNITY SERVICES GRANT ACTIVITIES "FY21 AND FY22 HEALTHY HOMES AND LEAD POISONING CASE MANAGEMENT"**

Given its second reading;

**MOTION BY ALDERMAN JETTE FOR FINAL PASSAGE OF R-20-051, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Resolution R-20-051 declared duly adopted.

**R-20-052**

- Endorsers: Mayor Jim Donchess
- Alderman Jan Schmidt
- Alderman Linda Harriott-Gathright
- Alderman Patricia Klee
- Alderman-at-Large Michael B. O'Brien, Sr.
- Alderman Richard A. Dowd
- Alderman Thomas Lopez
- Alderman-at-Large David C. Tencza
- Alderman-at-Large Brandon Michael Laws
- Alderman Skip Cleaver
- Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE OF DONATED MATERIALS AND SERVICES WORTH \$16,650 FROM ETCHSTONE PROPERTIES, INC. TO BE USED TOWARDS PAINTING THE EXTERIOR OF THE CITY OWNED BUILDING AT 57 GILSON ROAD**

Given its second reading;

**MOTION BY ALDERMAN CLEMONS FOR FINAL PASSAGE OF R-20-052, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Resolution R-20-052 declared duly adopted.

UNFINISHED BUSINESS – ORDINANCES

**O-20-017**

**Endorsers:** Alderwoman-at-Large Shoshanna Kelly  
**AUTHORIZING FREE PARKING AT METERS AND PAY STATION SPACES THROUGH NOVEMBER 15, 2020**

(tabled at BOA May 21, 2020 mtg)

**O-20-024**

Endorser: Alderman Jan Schmidt

**REMOVING AUTHORIZATION FOR RIGHT TURN ONLY LANE ON PINE HILL ROAD AT ITS INTERSECTION WITH CHARRON AVENUE**

Given its second reading;

**MOTION BY ALDERMAN SCHMIDT FOR FINAL PASSAGE OF O-20-024, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

Ordinance O-20-024 declared duly adopted.

**O-20-026**

Endorser: Alderman Patricia Klee

**REMOVING HANDICAPPED PARKING SPACES IN FRONT OF 3 BEACON COURT AND 9 AND 11 MOUNT PLEASANT STREET**

Given its second reading;

**MOTION BY ALDERMAN KLEE FOR FINAL PASSAGE OF O-20-026, BY ROLL CALL**ON THE QUESTIONAlderman Klee

And if appropriate I'd like to make a comment. Thank you very much Madam President. I brought this forward because of hearing from constituents that there were handicapped spots in front of these properties at 3 Beacon Street, 9 and 11 Mount Pleasant Street that were no longer being used. And where parking is always such a premium everywhere within this City, we brought this forward and so on. And the fact that this existed is a good thing because they were very well needed at the time that they were requested and so on but I think we need to review our process as to when we do approve special spaces for whatever the reasons are as to a sunset or a revisit of them. Because many of these, from what I've heard from the residents in the area is there were years that they weren't being used. So I'd like to just kind of put that out there as food for thought that we should probably review the current ones. If they are still needed and perhaps there are others that are needed but that's why I brought this forward. So thank you very much.

President Wilshire

You're welcome. The Motion is for Final Passage; further discussion on that motion? Seeing none would the Clerk please call the roll?

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

### **MOTION CARRIED**

Ordinance O-20-026 declared duly adopted.

### **O-20-027**

Endorser: Alderman Thomas Lopez  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Jan Schmidt  
Alderman Patricia Klee

### **AUTHORIZING A LEFT TURN ONLY LANE AT THE INTERSECTION OF WEST PEARL STREET AND ELM STREET**

Given its second reading;

### **MOTION BY ALDERMAN LOPEZ FOR FINAL PASSAGE OF O-20-027, BY ROLL CALL**

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

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Laws, Alderman Cleaver,  
Alderwoman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

### **MOTION CARRIED**

Ordinance O-20-027 declared duly adopted.

### **NEW BUSINESS – RESOLUTIONS**

### **R-20-056**

Endorsers: Mayor Jim Donchess  
Alderman Richard A. Dowd  
Alderman Linda Harriott-Gathright  
Alderwoman-at-Large Shoshanna Kelly  
Alderman Thomas Lopez  
Alderman Jan Schmidt  
Alderman Skip Cleaver  
Alderman-at-Large Brandon Michael Laws  
Alderman Patricia Klee

### **RELATIVE TO THE TRANSFER OF \$1,445,000 FROM DEPARTMENT 194 "CONTINGENCY", ACCOUNT 70112 "CONTINGENCY FOR EDUCATIONAL PRIORITIES" TO VARIOUS SCHOOL DEPARTMENT ACCOUNTS**

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

**R-20-057**

Endorsers: Mayor Jim Donchess  
Alderman Richard A. Dowd  
Alderman Patricia Klee  
Alderman Linda Harriott-Gathright  
Alderman Thomas Lopez  
Alderman Jan Schmidt  
Alderman-at-Large Brandon Michael Laws  
Alderman Skip Cleaver  
Alderman-at-Large Lori Wilshire

**AUTHORIZING THE MAYOR AND THE CITY TREASURER TO ISSUE BONDS NOT TO EXCEED THE AMOUNT OF TWENTY MILLION DOLLARS (\$20,000,000) TO REFUND ALL OR A PORTION OF CERTAIN OUTSTANDING BONDS OF THE CITY IN ORDER TO ACHIEVE INTEREST COST SAVINGS**

Given its first reading; assigned to the BUDGET REVIEW COMMITTEE and schedule a SPECIAL BOARD OF ALDERMEN public hearing on Monday, August 24, 2020, at 7:00 p.m. by President Wilshire

**R-20-058**

Endorsers: Alderman-at-Large Lori Wilshire  
Alderman Richard A. Dowd  
Alderman Thomas Lopez  
Alderman Jan Schmidt  
Alderman-at-Large Ben Clemons

**APPROVING THE COST ITEMS OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE NASHUA BOARD OF POLICE COMMISSIONERS AND TEAMSTERS LOCAL 633, FROM JULY 1, 2020 THROUGH JUNE 30, 2022 AND RELATED TRANSFERS**

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

**R-20-059**

Endorsers: Mayor Jim Donchess  
Alderman Richard A. Dowd  
Alderman Linda Harriott-Gathright  
Alderman David C. Tencza  
Alderman-at-Large Lori Wilshire

**AUTHORIZING THE SALE OF CITY REAL PROPERTY LOCATED AT 141-143 BURKE STREET (MAP 11, LOT 158) TO BURKE STREET NASHUA, LLC**

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

**R-20-060**

Endorsers: Mayor Jim Donchess  
Alderman Patricia Klee  
Alderman Linda Harriott-Gathright  
Alderman Thomas Lopez  
Alderman Jan Schmidt

**RELATIVE TO THE APPROVAL OF THE PURCHASE OF ONE TRANSIT VAN FROM THE CAPITAL EQUIPMENT REPLACEMENT FUND (CERF) DURING FY2021**

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

**R-20-061**

Endorsers: Mayor Jim Donchess  
Alderman Patricia Klee  
Alderman Richard A. Dowd  
Alderman Thomas Lopez  
Alderman Linda Harriott-Gathright

**RELATIVE TO THE SUPPLEMENTAL APPROPRIATION OF \$63,865 OF UNANTICIPATED REVENUE INTO FUND #7026 "CAPITAL EQUIPMENT RESERVE FUND"**

Given its first reading; assigned to the BUDGET REVIEW COMMITTEE and schedule a SPECIAL BOARD OF ALDERMEN public hearing on Monday, August 24, 2020, at 7:00 p.m. by President Wilshire

**R-20-062**

Endorsers: Mayor Jim Donchess  
Alderman June M. Caron  
Alderman Richard A. Dowd  
Alderman Thomas Lopez  
Alderman Linda Harriott-Gathright  
Alderman Jan Schmidt  
Alderman Patricia Klee  
Alderman Skip Cleaver  
Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$37,903 FROM THE UNITED STATES DEPARTMENT OF JUSTICE INTO POLICE GRANT ACTIVITY-"2019 JUSTICE ASSISTANCE GRANT (MULTI-JURISDICTIONAL)"**

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

**R-20-063**

Endorsers: Mayor Jim Donchess  
Alderman June M. Caron  
Alderman Patricia Klee  
Alderman Richard A. Dowd  
Alderman Thomas Lopez  
Alderman Jan Schmidt  
Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF THE SUM OF \$37,500 FROM THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF SAFETY, "STATE HOMELAND SECURITY GRANT PROGRAM", INTO POLICE GRANT ACTIVITY, "2019 HOMELAND SECURITY GRANT PROGRAM"**

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

President Wilshire

Before reading Resolution 20-064 I'd like to note that the position should have been in Department 103, the Legal Department and will be amended throughout the document to reflect that it should have been Legal not the City Clerk's Department.

**R-20-064**

Endorsers: Mayor Jim Donchess  
Alderman Patricia Klee  
Alderman Richard A. Dowd  
Alderman Linda Harriott-Gathright  
Alderman Thomas Lopez  
Alderman-at-Large Lori Wilshire

**RELATIVE TO THE APPROPRIATION OF \$99,800 FROM DEPARTMENT #194, "CONTINGENCY, ACCOUNT #70100 "GENERAL CONTINGENCY" INTO VARIOUS ACCOUNTS IN DEPARTMENT #103, "LEGAL"**

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

NEW BUSINESS – ORDINANCES**O-20-029**

Endorsers: Mayor Jim Donchess  
Alderman Patricia Klee  
Alderman Richard A. Dowd  
Alderman Linda Harriott-Gathright  
Alderman Thomas Lopez  
Alderman June M. Caron  
Alderman Jan Schmidt  
Alderman Skip Cleaver  
Alderman-at-Large Brandon Michael Laws  
Alderman-at-Large Lori Wilshire

**SUPPLEMENTAL REQUIREMENTS RELATIVE TO FACE COVERINGS**

Given its first reading; assigned to the PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE and the BOARD OF HEALTH by President Wilshire

PERIOD FOR GENERAL PUBLIC COMMENTLaurie Ortolano – 41 Berkeley Street

I'd like to address some of the comments made at the July 15<sup>th</sup> Finance Committee meeting. I was really disappointed in the conversation with the Mayor – the talk that the Mayor gave to the Committee and Ms. Kleiner regarding the cost of the assessing issues. I saw it as very heavy blame laid on me for costing the city so much. The Mayor made a comment that we couldn't find a Chief because of all the allegations – I believe he felt many unfounded – that were pointed at assessors in Nashua for failure to do their job. He said the assessment community consists of a very small group of people that all know each other and talk and they all believe that these actions by this individual are unfounded and they don't want to come here to work because they're going to be accused of the same thing Nashua assessors have been accused of.

I want to share a little bit more truth on that issue and a story that I want you to understand. We had a Deputy Assessor named Andrew Lemay who worked in Nashua for a number of years. He left around 2012 and he has since retired and he's retired into a community up in Concord. He was talking to an individual that I happen to have an acquaintance with and they met up there because they had moved into the retirement community. Andrew had explained that he had been an assessor down in Nashua. The individual knew the issues going on in Nashua and they struck up a conversation. Andrew Lemay's statement to this man, which can be verified, was that you know the Mayor appointed a woman who is completely unqualified for the job and now it's all political and that there was a Coordinator in there, a woman, who had the best interest of the taxpayers at heart. She really watched out for the people and she was removed. He was referring to Cheryl Walley. That's a story with somebody who worked down here and he still has close relationships with Greg Turgiss, Louise Brown.

Where does he get his information from? He's not the first one I have heard stories like that from. So when the Mayor tells you that it's a small community and they all talk and they don't want to come down here because Laurie Ortolano has just level charged – you know – and done things by going to the State that make it undesirable for them to work here. I think some of them didn't want to come here to work with somebody as unqualified as the Mayor picked. It was his choice to do that.

I also felt Alderman Lu was not told the truth in that meeting when she raised some good questions. She asked how long the situation with not having somebody qualified in the office had gone on. The Administration or Ms. Kleiner and the Mayor explained the decertification of Greg Turgiss. That's not the case. This problem has existed for 15 months when the Mayor chose to put him as a Supervisor because he was automatically in there supervising his brother's work – Gary Turgiss. So Greg Turgiss was supervising Gary Turgiss's work because under the State Statutes, abatements cannot be brought to the Board of Assessors unless a certified supervisor is reviewing the work and verifying the work done. His brother Gary was bringing abatements forward last year in 2019 and again in 2020. So I have a huge issue with that.

Also Mike Mandile who was not a certified supervisor until March of this year. He was a property assistant not a certified property assessor. He was a property assistant in training. The State law says he is not allowed to present abatements or opinions of value to a Board of Assessors. He's not qualified. Greg Turgiss assigned 65 abatements to him last year to present to the Board. Completely unqualified. That should have never happened. It happened again in March before he even had his certification. The story goes on.

In my opinion, the Mayor is very excited about taking this gentleman back when his supervisory certification is restored. Ah you know, he has the right to do that and he hasn't recognized any of the problems that really have existed with the work of this individual and the work product. He can come back but rest assured Mr. Mayor, we have the right as the public to watchdog the work product of this individual especially given the history. I just stumbled on to something this weekend that is another eye opener on paperwork with this gentleman that is going up to the State. Tired of finding it and it never seems to end.

I am so disappointed that our Mayor could not shoulder any of the responsibility for what went on here and that he put it all on me. That I created this burden. His closing line was just beautiful, "Have the taxpayers been forced to pay a lot of money because of what this woman has done? Yes they have." You know I expect more out of my leadership and not just from a Mayor but my Board of Aldermen as well. Too many of you went lockstep with him. There are a few of you who didn't. When you put that position in place, when you decided Ms. Kleiner would take over in April of 2019, Ernie Jette was the only one who spoke against it. Strongly concerned that we didn't have somebody qualified. Ms. Kleiner made it clear that she would let the Board know. She said, "I can promise you that if I feel if I ever feel that my effectiveness or that I'm hurting the city or the value to our residents in any way, I will let you know. I will let the Mayor know immediately." That never happened.

#### President Wilshire

Ms. Ortolano you're going to have to wrap u now please.

#### Laurie Ortolano

Okay. Well all I'm going to tell you is she never did that. She brought forth in the September 24, 2019 meeting a one liner saying, "we're going to look at a Chief again" out of nowhere. No reason for it. Brought it forth in the November 12, 2019 meeting of the Board of Aldermen and no discussion on why she felt we needed it. Everyone just stamps the stamp and rubber stamps the money to get this position in without her ever explaining what the deficits were of not having the position.

President Wilshire

Okay you're going to have to wrap up now.

Laurie Ortolano

I am wrapping up. Thank you.

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMENAlderman Clemons

Madam President, if I may, it looks like there are a couple of other people who would like to speak.

President Wilshire

Ok. Ms. Scaer.

Beth Scaer Hi Beth Scaer, East Hobart Street. I just wanted to say that I am very concerned about these changes to the mask ordinance requiring business owners and managers to enforce the mask ordinance. It puts them in a very tough position. It is a very sensitive issue for people who can't or won't wear a mask and that just makes them the villain and they've already been struggling under these economic slowdowns. I just think it is really cowardly to put them in this position of having to enforce what is a very unpopular ordinance contrary to what the Mayor said. Thank you.

President Wilshire

Mr. Sherman did you wish to address the Board? Ok that's the end of the Public Comment if there is no one else? Remarks by members of the Board.

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Yes just real quickly, earlier this month I had an opportunity to use the hazard waste clean up activity and I hadn't used it in quite a while. It was near the Park & Ride near Make IT Labs. And I have to say it went flawlessly with one minor exception. There were so many people there that it backed up the traffic on to Arlington Street and it had one whole lane blocked which was a problem. But other than that it worked like a charm. It went fairly quickly but there were a lot of people. And my kudos go out to the people that ran that and the Police detachment that was there directing traffic, they all did a great job.

President Wilshire

I live near the airport, I had to put myself on mute. Alderman Klee and then Alderman Clemons.

Alderman Klee

Thank you Madam President. I'll be quick here, I would just like to send my condolences also to the family and friends of Nancy Barry, Bill Barry and Helen Honorow are constituents of mine and I know a loss, especially during this time and just having experienced one myself is extraordinarily hard. But when it is a parent it is truly rough so my condolences to the family.

Alderman Clemons

Thank you. A few things. I too want to express my condolences to Bill Barry and Helen Honorow and family for their loss. And I also want to take time to address a situation that happened over the weekend in my neighborhood. At the corner of Lake and Chestnut Street early morning Saturday there was a fatal

accident there. This is right around the corner from where I live and a young gentleman lost his life who was on a motorcycle there. That intersection has been a problem for quite a while. And it really was heartbreaking driving by the other night; there was a group of friends and family that gathered there and to see that, was really heartbreaking and not something I had expected. I am going, I spoke with Alderman Lu earlier, I meant to reach out to Alderman Lopez but what I want to do is ask the Traffic Department to look at that intersection and see what we can do to make that a safer place. I myself have seen many accidents there and this one, unfortunately, was fatal. So I think we need to do something, so I am going to be asking the Traffic Department to look at that.

On much happier notes, we of course were, I am very excited that Kamala Harris was chosen by vice president to be the nominee being a lifelong Democrat I think it's great that our – the Democratic Party – is the party of progression and is the party that represents all of America, not only by saying it but by showing it.

The last thing I want to talk about is that we have – I talked to the oh my goodness – I talked to Sue Lovering today, the City Clerk about absentee ballots and I have some good news. The details are to come but the good news is that with regard to an absentee ballot we are able to get a drop off location at City Hall. So that would be a secured location where folks can take their absentee ballot and drop it off. And this is important because as people have noticed on the news, we have been having back ups nationwide with the Postal Service and people are afraid of mail-in voting because of issues with the mail getting there on time. So what this option will allow Nashua residents to do is to be able to vote absentee and drop their ballot off directly to City Hall in a secure manner, 24/7 and basically eliminate the Postal Service out of the equation.

It is tremendous news, it is really, really good news for those who are affected by the COVID-19 and don't feel that they want to vote in person. We are doing everything that we can here in the City to make sure that people have the right to go out and vote and they can exercise that right and know in addition to that, that their vote is going to be counted and it is going to be counted fairly. I think that is extremely important. Our City Clerk does a tremendous job and we here in Nashua truly do the best job of any jurisdiction in the United States, I'd put us up against anyone. I know we are number 1. So thank you to the Clerk for everything you do and let's hope for a smooth election process. Thank you.

#### Alderman Schmidt

I'll be quick. Here's my good wishes for Alderman O'Brien, my favorite Alderman, to get well soon. And the City Clerk has done a tremendous job; I am getting messages constantly from constituents saying, everything is running so smoothly, I know their busy but they are taking care of us. And to the family, friends and everybody in the State, the passing of Sylvia Gale was a very sad, sad event and I'd like to send my condolences as well to Alderman Harriott-Gathright who has lost family members. It seems like a really difficult time and a good time to be kind. Thank you.

#### Alderman Caron

Oh thank you so much. First of all my get well wishes to Alderman O'Brien and my condolences to the Barry Family, I've known Bill Barry for 30 years. The other thing, some happy news normally Alderman Melizza-Golja gives this out, but back-to-school event will be taking place although we are doing it a little bit differently. So the event is set for next Thursday, August 20<sup>th</sup>, from 4:30 to 6:30 at the following schools: Fairgrounds Elementary, Elm Street Middle School and Amherst Street School. We could not have the large crowds at the Library so we decided that we would pick a central school. Unfortunately Fairgrounds Middle School and Pennichuck are being repaired so we chose Amherst Street and Fairgrounds Elementary for those areas. Every principal will be there at a table and the high schools will be there, and United Way and the Board of Health will be there handing out supplies and notices as well as the Library and the backpacking will take place next Monday at Amherst Street School. Unfortunately because of the COVID problem, RSVP was not invited because that it is a very vulnerable population within the community. But we have about 20 people that are willing to spread out and help us get those 2,000 bags

packed. We hope that, I'm sure the Mayor and the Board of Aldermen will take a run through and see their areas. We are looking for a good day, not hot like today but a nice day. And finally, I would like to wish my husband a Happy Birthday, today is his birthday and he's somewhere else in the house and I'm here listening to a wonderful Board of Aldermen Meeting. Thank you so much.

Alderwoman Kelly

Thank you. I thought I was Jan's favorite Alderman so I am a little offended right now. In all seriousness I wanted to thank Ms. Lovering's Department for all the work they are doing, it is going to be a heavy lift this year with COVID and the response. And if I could, through you to her, ask if there's anything she wants to impart to anyone who is looking to put in a request for an absentee ballot or where it might be in the process. I thought that might be a good use of a couple of minutes here.

Susan Lovering, City Clerk

Thank you. If I may just take a moment to say that the guidance that came down from the Secretary of State's Office today is that the hand delivery of absentee ballots may take place at City Hall. What we have arranged for is the greeter in the back of Elm Street Entrance to accept those ballots in hand who will then place it into the drop off box. You cannot just simply drop it off. We ask that you bring a photo ID and if you are dropping it off as a delivery agent, we have forms here for you to complete as well. So the greeter in the back is here between I believe 8 and 4 and you can come up or you can mail that as well to us or call our office and we will meet you outside between 8 and 5, somebody from our office.

On absentee request ballots, the requests are coming in fast and furious. You may download that form on our website. You may e-mail our office, you may call us. You may e-mail us those forms, drop them off as I said or mail them to us. We have received about, I believe 1,500 for the State Primary and in 2016 we only had 600 and we are close to 2,000 for the General Election and we probably have another 800 or so to enter. So we ask for your patience but we are getting them out. The ballots are here. The same goes for voter registration; we continue to make appointments in person. But for those who feel uncomfortable in voting and registering prior to the election in-person, contact us, e-mail, phone the web site and we will mail you the form for you to complete in the comfort of your home and then you can mail them back to us.

Alderwoman Kelly

Thank you so much Sue.

Ms. Lovering, City Clerk

Thank you, Alderwoman Kelly.

President Wilshire

Thank you, anyone else? Alderman Tencza.

Alderman Tencza

Thank you. So it takes a couple of us to make up for all the great things that Alderwoman Melizzi-Golja has been involved with over the years. So I just want to remind people too that even though the pandemic is going on, the City and City Arts Nashua is still hosting the Art Symposium. I believe this year they will be live streaming some of the artists as they are working. So if you can't go down in person and see them at the Picker's Building, you'll be able to watch them create their pieces of art that will be displayed here in the City over the next years. I also wanted to express my condolences to the Barry family and the Gale Family. Very important people and they have been an example for a lot of us as far as what activism means and how we should all aspire to be leaders within the community. Thanks.

Alderman Harriott-Gathright

I want to express my condolences to the Barry family but as well as to all the rest of us that have lost loved ones including Patricia Klee, Alderman Klee. I also wanted to express the loss of Sylvia Gale who really has been for me a very good friend for over 20 years. And we are working on a celebration here in Nashua and right now, her birth date is September the 6<sup>th</sup> which is basically Labor Day and it is on a Sunday and we are planning something in Greeley Park just so you know. There's more to come and I will make sure that the Aldermen get the invite for that, because she has worked with our City Government, she's worked with our State Government, she's worked with non-profits and the (inaudible) of Color. You know, just a tremendous, strong supporter for undoing racism, that's what I call it. A very strong supporter for those types of situations and those types of things. So I am really going to miss Sylvia literally because I worked with her as one of the Commissioners for the Status of Women and she was our Executive Assistant at that time so we really go back, even before that. We go back with Southern NH years ago when we had a medical staff with an organization that actually did HIV/AIDS (inaudible) in the Greeley Park as well as the different bars. So you know she's truly going to be missed and I feel for her partner and her daughter. And more recently I didn't hear good things about, she's been taking care of her daughter for the last year but I am hearing that her daughter's last testing were not well. So just much prayer for the Gale family and her partner as well. Thank you.

President Wilshire

You're welcome. Anyone else have any comments before we move on to Committee Announcements. Does anyone have a Committee Announcement? Alderman Dowd.

Committee announcements:

Alderman Dowd

Tomorrow night we are going to have a Special Budget Meeting and we are going to be discussing only two things at this point. One will be the R-20-028 and the other will be the Police CERF Vehicle. The other items that were all on the Agenda tonight will be addressed at the regular Budget Meeting later in the month. So at 7:00 on Zoom and we will have a discussion on that action.

Alderman Tencza

Thank you Madam President. PEDC will be meeting next Tuesday, August 18<sup>th</sup>. Anyone who is interested in reviewing the contracts for the Riverfront Master Plan should please plan to attend. Thank you.

President Wilshire

Anyone else; seeing none, Alderman Clemons do you have a Motion?

ADJOURNMENT

**MOTION BY ALDERMAN CLEMONS THAT THE AUGUST 11, 2020, MEETING OF THE BOARD OF ALDERMEN BE ADJOURNED, BY ROLL CALL**

A viva voce roll call was taken to adjourn the Board of Aldermen meeting which resulted as follows:

Yea: Alderman Klee, Alderwoman Kelly, Alderman Dowd, Alderman Caron,  
Alderman Clemons, Alderman Lopez, Alderman Tencza, Alderwoman Lu,  
Alderman Jette, Alderman Schmidt, Alderman Cleaver,  
Alderman Laws, Alderman Harriott-Gathright, Alderman Wilshire 14

Nay: 0

**MOTION CARRIED**

The meeting was declared adjourned at 9:33 p.m.

Attest: Susan K. Lovering, City Clerk