

A regular meeting of the Board of Aldermen was held Tuesday, November 14, 2023, at 7:35 p.m. in the aldermanic chamber.

President Lori Wilshire presided; City Clerk Dan Healey recorded.

Prayer was offered by City Clerk Dan Healey; Alderman Richard A. Dowd led in the Pledge to the Flag.

Let's start the meeting by taking a roll call attendance. If you are participating via Zoom, please state your presence, reason for not attending the meeting in person, and 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 13 members of the Board of Aldermen present: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran (via Zoom), Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire.

Alderman Comeau and Alderman Caron were recorded absent.

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

President Wilshire

Mayor, did you wish to address the Board this evening?

#### REMARKS BY THE MAYOR

Yes, Madam President. Thank you very much. Well first, of course, we held our city election last week. I want to thank everyone who came out to vote regardless of who you voted for. I feel very honored to have been elected or re-elected as Mayor of the great City of Nashua. I want to congratulate all of our incumbents, all the incumbents who ran for re-election were re-elected. Now that the election is over, I believe that all of the citizens of Nashua, of course the Board of Aldermen will be on this as well, but all of the citizens of Nashua can get together and work together to make Nashua an even greater city than it already is.

I also want to give special thanks to Alderwoman June Caron who was elected to fill a temporary vacancy and will be retiring from the Board tonight when Tim Sennott is sworn in. Ms. Caron served the city for many years as the Recreation Director. The senior lunch that takes place in November and has been now ongoing for 53 years, is named after her because she was there at the beginning. She helped found the senior lunch along with then Noel Trottier and I just want to thank her and for her many, many years of service both as a city employee and on the Board of Aldermen.

I did want to mention Madam President a few other things. First, you might have seen but maybe not that the Boyd Company recently named Nashua as one of the top 30 cities in the US for a post COVID pandemic corporate office. So they apparently surveyed cities around the country and of the underlying methodology suggests that a lot of workers these days actually don't want to live in core major cities. That more affordable places a little more livable like Nashua are where corporate headquarters is likely to go. Also, the tax climate here has quite a bit to do with it. We can forward you the reports in the next few days but the only two cities in the Northeast that made this list are Portsmouth, New Hampshire, and Nashua, New Hampshire. Otherwise, I think there are two in Ohio, two in Washington State, and the rest are Sunbelt. Of course our Economic Development Director Liz Hannum is very aware of this and will do anything she can to follow up and try to attract make it clear that we would welcome a corporate office of any company that wishes to locate here.

I wanted to mention Madam President R-23-171 which is the acceptance of \$724,000 of federal money through what is called "congressionally designated spending" to pay a portion of the cost of the ramp that will make the Cotton Transfer Bridge fully handicap accessible. The \$724,000 is largely due to the efforts or largely entirely due to the efforts of Congresswoman Annie Kuster. We had previously discussed the fact that the award was for \$300,000 but some communities who received these grants were not able to accept them because you needed a shovel ready project. So more money came to us as a result of the fact that our project was designed and ready to go. So instead of \$300,000, we will be getting \$724,000.

I wanted to mention briefly Madam President the memo from Tim Cummings just outlining for you the recommendation of a committee of interviewers that we had about eight people in city government interviewed. The three applicants for the redevelopment of the Nimco site. You'll be receiving much more detail on this in the weeks ahead. There will be actual

legislation but they did complete the process and recommending that we go with one of the three developers and that's outlined in that memorandum.

Finally Madam President, I wanted to thank the Veterans and the Veteran's Committee for the parade on Saturday. A number of you were in the parade. It was great. The weather was great. A lot of people showed up and it was just wonderful to be able to celebrate our and recognize and thank our Veterans as we always do on Veteran's Day and that's all I have Madam President.

#### RESPONSE TO REMARKS OF THE MAYOR

##### Alderman Klee

Thank you, Madam President. Just one comment. I would like to extend my appreciation also to Alderwoman Caron for having stepped up and served with us after the vacancy was there. We can always count on her and she does a phenomenal job. So thank you.

##### President Wilshire

Anyone else? I, too, would like to thank June Caron for her willingness to step up and fill the role of Ward 7 Aldermen. She did a great job and she will truly be missed on this Board.

#### RECOGNITION PERIOD - None

#### READING MINUTES OF PREVIOUS MEETINGS

***There being no objection, President Wilshire declared the minutes of the special and regular Board of Aldermen meetings of October 19 and 24, 2023 be accepted, placed on file, and the readings suspended.***

#### COMMUNICATIONS REQUIRING ONLY PROCEDURAL ACTIONS AND WRITTEN REPORTS FROM LIAISONS

From: Wayne R. Husband, P.E., Senior Traffic Engineer  
Re: O-23-061 Traffic changes on Woodward Avenue

From: Sam Durfee, Planning Manager  
Re: Referral from the Board of Aldermen on proposed Resolution R-23-163, authorizing the granting of an Easement to Public Service of New Hampshire d/b/a/ Eversource Energy for Tax Map 43, Lot 105 and Lot 106

From: Tim Cummings, Administrative Services Director  
Re: Providing an update & Development Recommendation of "Nimco Property"

***There being no objection, President Wilshire accepted the communications and placed them on file.***

##### Alderman O'Brien

Point of order Madam President. On my desk I do have a communication from Alex Comeau regarding Ordinance O-23-061.

##### President Wilshire

We'll get there.

***Without objection, President Wilshire suspended the rules to allow for a communication that was received after the agenda was prepared.***

From: Alderman Alex Comeau  
Re: Ordinance O-23-061

***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

Laura Telerski

Thank you, Madam President. Good evening. My name is Laura Telerski, 5 Shakespeare Road. For the record, I'm also State Representative for Ward 8. Prior to being elected, I was also a Selectman and I have worked many elections. So I'm here tonight to encourage the Board to vote in favor of adopting the use of new electronic ballot counting devices. I hope everyone is aware that the existing Accuvote machines which we have been using for decades are at the end of their lifespan with software that is outdated, repairs being needed more often, and parts that are getting more and more difficult to find. These machines are dinosaurs on the way to extinction.

Now that the Secretary of State has approved two options to replace Accuvote devices, I'm pleased to know that Nashua is being proactive. What we don't want is an Election Day catastrophe such as a machine failure that could result in exhausting hand counts on our poll workers and delayed results when New Hampshire is in the national spotlight. The Special Committee on voter confidence recommended replacing our Accuvote machines to ensure we continue to conduct efficient and secure elections. These machines still maintain our paper ballot voting where the paper ballots are always available for backup and these machines cannot be connected to other devices or the internet in any way.

Last year I filed House Bill 447 relative to the purchase of election equipment which would have provided relief to municipalities purchasing new ballot counting devices using already available Help America Vote Act funds but unfortunately, my Bill was retained in house election law and I'm sorry to say that it won't be signed into law to provide some kind of relief for Nashua. However, I applaud the city for getting ahead on this very important issue so that our hard-working election officials can benefit from these fast, accurate, and reliable ballot counting devices and our elections continue to be easy, safe, and secure for voters. Thank you very much for your time.

COMMUNICATIONS REQUIRING FINAL APPROVAL

From: C. George Bower, Ph.D., Chairman of Pennichuck Corporation  
Re: Special Meeting of the Sole Shareholder – December 15, 2023; Notice of Special Meeting of Sole Shareholder; Proxy Statement; Proxy Card

***There being no objection, President Wilshire referred the communication to the Pennichuck Water Special Committee and schedule a meeting for Monday, November 20<sup>th</sup>, at 6:30 p.m. in the aldermanic chamber.***

From: Sam Durfee, AICP, Planning Manager  
Re: Amendment to O-23-059

***Further discussion will be held under Unfinished Business – Ordinances.***

From: Daniel Healey, City Clerk  
Re: Results of the November 7, 2023 Municipal Election for the City of Nashua

**MOTION BY ALDERMAN O'BRIEN TO ACCEPT AND PLACE ON FILE THE RECORD OF THE RETURNS FROM THE MUNICIPAL ELECTION OF NOVEMBER 7, 2023; THAT THE ELECTION RESULTS FOR THE CANDIDATES NAMED THEREIN BE DECLARED FINAL AND CONCLUSIVE; AND THAT THE CANDIDATES HAVING RECEIVED THE LARGEST NUMBER OF VOTES CAST FOR THE NUMBER OF POSITIONS AVAILABLE FOR THE RESPECTIVE OFFICES, BE DECLARED DULY ELECTED BY ROLL CALL VOTE FOR THE ENSUING TERM; WITH THE EXCEPTION OF THE RACE FOR BOARD OF EDUCATION WHICH A REQUEST HAS BEEN MADE FOR A RECOUNT AND A SPECIAL BOARD OF ALDERMEN MEETING HAS BEEN SCHEDULED FOR SATURDAY, NOVEMBER 18, 2023 AT 9:00 A.M. IN THE CITY HALL AUDITORIUM FOR THE PURPOSE OF CONDUCTING A RECOUNT OF THE BALLOTS CAST FOR THE BOARD OF EDUCATION**

President Wilshire

Is there discussion? Alderman Lopez.

Alderman Lopez

As I volunteered as a campaign manager for one of the Board of Education candidates, I'm gonna probably abstain.

President Wilshire

Okay. Alderman Klee.

Alderman Klee

Madam President I'm just - I see that we're doing the accepting of all those but I did also see that we had a memo regarding another recount for....

President Wilshire

We'll get to that.

Alderman Klee

Okay. Thank you.

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire	12
Nay:	0
Abstained: Alderman Lopez	1

**MOTION CARRIED**

President Wilshire

So I've been made aware that a recount has been requested for Ward 2 but the legal requirements have not been met. Attorney Bolton could you please advise the Board on that.

Steve Bolton, Corporation Counsel

Section 26 of the City Charter provides the manner in which a disappointed candidate can request a recount and it requires that the requests be made in writing to the City Clerk and to all other candidates in the race receiving more votes than that disappointed candidate. The notice to the other candidates has to be provided in hand or left at their place of residence and it has to be done 48 hours prior to the meeting of the Board of Aldermen where the results will be canvased and approved. That having just occurred, it's my understanding that the prevailing candidate in that race, current Alderman Dowd, received the registered letters yesterday less than 48 hours prior to tonight's meeting. So the provisions requiring how a recount is to be requested was not met.

Now in her request for a recount, the unsuccessful candidate cites to a State Statute which is in regard to village district, school districts and town elections and, in my opinion, does not apply to the City of Nashua. So that's the situation you're in.

President Wilshire

Okay, thank you. Alderman O'Brien.

**MOTION BY ALDERMAN O'BRIEN THAT THE LEGAL REQUIREMENTS TO HOLD A RECOUNT OF THE BALLOTS CAST FOR WARD 2 HAVE NOT BEEN MET AND THEREFORE THE RECOUNT IS DENIED BY ROLL CALL**

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Gouveia, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire	12
Nay:	0

Present: Alderman Dowd

1

**MOTION CARRIED**

President Wilshire

Pursuant to Section 44 of the City Charter, Tim Sennott will now come forward to take the oath of office as the new Alderman for Ward 7.

Oath of Office administered by Corporation Counsel.

President Wilshire

I think your son has something good to say. Welcome Alderman Sennott.

PETITIONS - None

NOMINATIONS, APPOINTMENTS AND ELECTIONS

Business and Industrial Development Authority

Lydia J. Foley (re-appointment)  
2 Bruce Street  
Nashua, NH 03064

Term to Expire: September 13, 2026

Mark Prolman (re-appointment)  
70 Crestwood Drive  
Hollis, NH 03049

Term to Expire: April 30, 2026

Downtown Improvement Committee

Fouad Mahfuz (new appointment)  
227 Main Street  
Nashua, NH 03060

Term to Expire: November 2, 2026

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

REPORTS OF COMMITTEE

Human Affairs Committee ..... 10/16/2023

There being no objection, President Wilshire declared the report of the October 16, 2023 Human Affairs Committee be accepted and placed on file.

Joint Mtg. – Planning and Economic Development Committee and Human Affairs Committee..... 10/17/2023

There being no objection, President Wilshire declared the report of the October 17, 2023 Joint Meeting of Planning and Economic Development Committee and Human Affairs Committee be accepted and placed on file.

Finance Committee ..... 10/18/2023

There being no objection, President Wilshire declared the report of the October 18, 2023 Finance Committee be accepted and placed on file.

Budget Review Committee ..... 10/19/2023

There being no objection, President Wilshire declared the report of the October 19, 2023 Budget Review Committee be accepted and placed on file.

Committee on Infrastructure ..... 10/25/2023

There being no objection, President Wilshire declared the report of the October 25, 2023 Committee on Infrastructure be accepted and placed on file.

Personnel/Administrative Affairs Committee ..... 11/06/2023

There being no objection, President Wilshire declared the report of the November 6, 2023 Personnel/Administrative Affairs Committee be accepted and placed on file.

CONFIRMATION OF MAYOR'S APPOINTMENTS

Airport Authority

***There being no objection, President Wilshire confirmed the re-appointment of Brian H. Law, 78 Concord Street, Nashua, to the Airport Authority with a term to expire August 31, 2028.***

Oath of Office administered by Corporation Counsel.

Board of Building and Fire Codes Appeals

***There being no objection, President Wilshire confirmed the following new appointments to the Board of Building and Fire Codes Appeals: Scott Cote, 39 Tenby Drive, Nashua, with a term to expire October 13, 2026; and Carl Dubois, 31 Holbrook Drive, Nashua, with a term to expire September 13, 2026.***

Oath of Office administered at a later date.

Citizens Advisory Commission

***There being no objection, President Wilshire confirmed the following re-appointments to the Citizens Advisory Commission: Jennifer Bishop, 359B Main Street, Nashua, with a term to expire November 1, 2026; and Lisa Tourangeau, 11 Berkeley Street, Nashua, with a term to expire October 1, 2026.***

Oath of Office administered to Jennifer Bishop and Lisa Tourangeau by Corporation Counsel.

Cultural Connections Committee

***There being no objection, President Wilshire confirmed the re-appointment of Bernadette Melton-Plante, 41 Parrish Hill Drive, Nashua, to the Cultural Connections Committee with a term to expire April 30, 2025.***

Oath of Office administered at a later date.

Planning Board

***There being no objection, President Wilshire confirmed the following new and re-appointments to the Planning Board: Cameron Green, 82A Amherst Street, Nashua, with a term to expire May 31, 2024; Maggie Harper, 3 Taft Street, Nashua, with a term to expire March 31, 2026; and Lawrence Hirsch, 12 Salmon Brook Drive, Nashua, with a term to expire March 31, 2026.***

Oath of Office administered to Cameron Green by Corporation Counsel.

Zoning Board of Adjustment

***There being no objection, President Wilshire confirmed the following alternate to member position to the Zoning Board of Adjustment: A. John (Jay) Minkarah, 13 Mount Pleasant Street, Nashua, with a term to expire September 11, 2025.***

Oath of Office administered at a later date.

UNFINISHED BUSINESS – RESOLUTIONS

**R-23-163**

Endorsers: Mayor Jim Donchess  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Thomas Lopez

**AUTHORIZING CITY TO GRANT AN EASEMENT TO PUBLIC SERVICE OF NEW HAMPSHIRE D/B/A  
EVERSOURCE ENERGY FOR TAX MAP 43, LOT 105 AND LOT 106**

Given its second reading;

**MOTION BY ALDERMAN GOUVEIA FOR FINAL PASSAGE OF R-23-163 BY ROLL CALL**ON THE QUESTIONPresident Wilshire

You've heard the Motion, is there discussion on that Motion? Alderman Sullivan.

Alderman Sullivan

Thank you, Madam President. I just have some questions on it. I did see that Director Sullivan was in the audience tonight. I was hoping that he might help answer those questions.

President Wilshire

Director Sullivan.

Alderman Sullivan

So I was going through the contract and it was a clarification. This is an easement and I noticed in the last paragraph it said that they won't be responsible for real estate taxes. Does the easement mean that we're transferring ownership of the land over to Eversource?

Matt Sullivan, Community Development Director

Madam President, if I may respond to that?

President Wilshire

Director Sullivan.

Matt Sullivan, Community Development Director

Alderman Sullivan excellent question. It does not. There's no transfer of ownership happening in any way here. The easement simply allows Eversource to perform a couple of different activities: customary maintenance and repair of any electrical infrastructure that either exists in the easement or may exist in the future. One thing I'll point out is that Eversource does have plans to ultimately underground some of the infrastructure that's along the riverfront more globally but this is one of those locations along what I'll refer to as the "Kathy Hersh Riverwalk" where they plan to do that more immediately. That's really the intent of this easement but in no way does it transfer or convey any rights of ownership belong to Eversource in any way.

Alderman Sullivan

Okay. Follow up please?

President Wilshire

Follow up.

Alderman Sullivan

Thanks. When you had mentioned the work, who did they notify when they want to do the work?

Matt Sullivan, Community Development Director

So they're required to notify the city when that work happens. Typically, that notification will go to one of a few parties. It may go to the Office of Corporation Counsel, it may come to another entity, it may come to the Mayor's Office. I can't recall exactly how this notification provision is written but they do need to notify the city when work is to be done. Frankly, the base version of this easement when it was first presented to the city did not include that provision nor did it include other provisions that allow us to perform customary maintenance that we might want to do more readily. That language was added under the guidance of the Office of Corporation Counsel and so that notification provision is now part of this.

Alderman Sullivan

Okay. One more please?

President Wilshire

Yes, Alderman Sullivan.

Alderman Sullivan

I also noticed in the contract that there was reference to Boston and Maine. Does that refer to the former owner of the railroad tracks and so then that is now CSX?

Matt Sullivan, Community Development Director

That's correct, yes.

Alderman Sullivan

All right. Thank you.

President Wilshire

Alderman Thibeault.

Alderman Thibeault

Thank you, Madam President. Question through you to Corporation Counsel. Since I work for Eversource, I don't do any of this stuff that's related to this but do I need to abstain or can I vote on this?

Steve Bolton, Corporation Counsel

From your explanation, I see where you have no personal or pecuniary interest so I would say that's not required.

Alderman Thibeault

Great, thank you.

President Wilshire

Any further discussion? Seeing none.

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran,  
Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly,  
Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault,  
Alderwoman Timmons, Alderman Wilshire

14

Nay:

0

**MOTION CARRIED**



Resolution R-23-163 declared duly adopted.

**R-23-165**

Endorsers: Alderman Patricia Klee  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman-at-Large Melbourne Moran, Jr.  
Alderman Thomas Lopez  
Alderman-at-Large Ben Clemons  
Alderman June M. Caron  
Alderman Derek Thibeault  
Alderman-at-Large Lori Wilshire

**ADOPTING THE USE OF NEW ELECTRONIC BALLOT COUNTING DEVICES**

Given its second reading;

**MOTION BY ALDERMAN CLEMONS FOR FINAL PASSAGE OF R-23-165 BY ROLL CALL**

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran,  
Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly,  
Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault,  
Alderwoman Timmons, Alderman Wilshire

14

Nay:

0

**MOTION CARRIED**

Resolution R-23-165 declared duly adopted.

**R-23-166**

Endorsers: Mayor Jim Donchess  
Alderman Alex Comeau  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Patricia Klee  
Alderman-at-Large Melbourne Moran, Jr.  
Alderman Thomas Lopez  
Alderman-at-Large Ben Clemons  
Alderwoman-at-Large Shoshanna Kelly  
Alderman Richard A. Dowd  
Alderman Tyler Gouveia  
Alderman Derek Thibeault  
Alderman-at-Large Lori Wilshire

**APPROVING THE COST ITEMS OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE BOARD OF PUBLIC WORKS OF THE CITY OF NASHUA, NEW HAMPSHIRE AND LOCAL 365 OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO ("AFSCME") FROM JULY 1, 2023 THROUGH JUNE 30, 2028 AND AUTHORIZING RELATED TRANSFERS**

Given its second reading;

**MOTION BY ALDERMAN DOWD FOR FINAL PASSAGE OF R-23-166 BY ROLL CALL**

ON THE QUESTION

Alderman Dowd

Yes, this is a very reasonable contract of the DPW employees and was passed unanimously at the Budget Committee. Very few changes in the wording of the contract and the yearly increases are relatively mild and fall within our guidelines so I recommend passage.

President Wilshire

Further discussion on that Motion? Seeing none.

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire	14
Nay:	0

#### **MOTION CARRIED**

Resolution R-23-166 declared duly adopted.

#### UNFINISHED BUSINESS – ORDINANCES

#### **MOTION BY ALDERMAN O'BRIEN TO REMOVE FROM THE TABLE O-23-059 BY ROLL CALL**

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire	14
Nay:	0

#### **MOTION CARRIED**

#### **O-23-059**

Endorsers: Mayor Jim Donchess  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman John Sullivan  
Alderman Patricia Klee  
Alderman Derek Thibeault

#### **AMENDING THE LAND USE CODE NOTICE PROVISIONS TABLE AND THE HISTORIC DISTRICT COMMISSION REVIEW PROCEDURE**

Given its third reading;

#### **MOTION BY ALDERMAN O'BRIEN TO AMEND O-23-059 BY REPLACING IT WITH THE SALMON COPY OF PROPOSED AMENDMENTS BY ROLL CALL**

#### ON THE QUESTION

Alderman O'Brien

Under the advice of Counsel, you'll see into the papers that were handed to you this evening the goldenrod. Under the advice of legal counsel, the salmon copy will supersede the goldenrod so that we could just focus on that and enjoy it. This is a rare moment to have a salmon copy. We can get away with it gentlemen.

President Wilshire

Director Sullivan would you care to make some comments on this please?

Matt Sullivan, Community Development Director

Thank you members of the Board and I want to start by thanking you for a fairly active dialogue about this proposed legislation in its original form that you considered both at Planning and Economic Development Committee and your most recent Board of Aldermen meeting. Thank you to Alderman Jette and others who have had some feedback on this

relative to our notification procedures. I'll admit that we initiated this legislation under what we thought was a relatively benign intent but I think for good reason, that's become a more robust conversation about the way that we notify the public about different public hearings and land use development projects are going on across the city.

Manager Durfee and I over the last few weeks worked to make some adjustments to that legislation and in fact, there are two versions of adjustments. One being the goldenrod copy in front of you that represents three modifications. Primarily that is to adjust the timeframe on signage for 5 to 10 days, to also remove modifications that we were proposing that restricted notification on rezoning applications, and lastly just to make a few clerical modifications relative to State Statutes and to further tweak it.

But I want to just quickly point out some additional modifications that we're making outside of the legislation. While they aren't directly pertinent, I think it's important particularly in the context of your prior conversation. We're actually working directly with Community TV to post all of our Land Use Board agendas through that outlet or media as well moving forward. We're also going to start posting all agendas on our social media pages which believe it or not, are fairly well followed, fairly well trafficked, and if you'd like us to connect you to any of those we're happy to do that. I will be clear that we have not suggested a re-edition of Zoning Board notifications nor of Historic District notifications than the newspaper. I can certainly speak to that tonight or as part of a committee meeting but we feel confident that these other forms of outreach are more tried and true methods in today's world and almost felt that The Telegraph or other media outlets or newspaper were in some ways exclusive because they were because they required someone to purchase a newspaper or otherwise subscribe. So that's where we've ultimately landed with the goldenrod copy.

The salmon copy, which we'd love to present this evening, actually represents one very, very small modification that Alderman Jette actually brought to our attention. I want to thank Alderman Jette for that. There was another section within our notification procedures that was an incorrect reference to State Statute and we've clarified that with a small addition of a paragraph three that modifies one 674 reference to be 676 in the New Hampshire State Statute. So with that, I'd be happy to answer any questions this evening or certainly as part of the committee meeting but just wanted to quickly clarify why you have two modified forms of the legislation in front of you this evening. We welcome a referral of this back to the Planning Board and certainly to the PEDC for consideration.

President Wilshire

I have a few questions for you. Alderman Klee.

Alderman Klee

Thank you, Madam President and thank you Director Sullivan for listening to what we had to say and making the appropriate changes.

I did want to share with you that today I heard from a resident, not a constituent, but a resident of this city who was originally against us doing these changes. She liked the way that you had done the original one and didn't want us to rely on the 10 days of the signage and so on. She said it wasn't necessary until she spoke to her husband who said he noticed, she didn't notice it, and he noticed it and I said but that's not the only avenue of notification that I knew because I had already spoken to you that there were going to be other notifications. So I appreciate this. I agree. I don't think we need to use the newspaper. They put that behind their wall, their pay wall, and it forces someone to have to do it. Some people may say the same thing with CTV because it goes to Comcast but if we're putting it on our Facebook page as well as our city page and so on, I think that that's important so I truly appreciate all the changes in listening that you did. Thank you.

President Wilshire

Alderman Lopez.

Alderman Lopez

Question to Director Sullivan. At the risk of creating a mauve amendment with regards to using public access, can call that the "Lopez initiative" maybe, is there a reason we wouldn't codify that in an amendment?

President Wilshire

Director Sullivan.

Matt Sullivan, Community Development Director

I'm glad you asked that question Alderman Lopez because I've written a note to explain that. We had a great deal of conversation internally about this not just in the context of Community TV but also around - this is not an advertisement, but for Facebook, or Twitter, or X, or Instagram, or any of the other methods that we're using. Ultimately where we landed on this is that we felt uncomfortable codifying - and this goes for Community TV too - a specific medium that we were not sure the lifespan of. So, you know, we can't anticipate what different media outlets may exist over the coming five, or let's say, two, five, ten, twenty years. Each time we add one of those into the ordinance, it further constrains us in the future or forces us to come back to make a modification to either strike that if it no longer becomes relevant or to add something else in. Our preference is, and we can certainly you know I would hope to debate this more at the committee level, our preference is on some of the more quickly changing forms of media out there, we prefer to not codify those but instead rely on sort of the statutorily required or the very Nashua specific pieces, such as the signage but not necessarily put Community TV within the ordinance itself. So I recognize we're sort of drawing some arbitrary distinctions there but I want to tell you that we had significant internal conversation about that and we felt that some of those methods may be more fleeting and would require further amendment in the future. So that's what I hope is a satisfactory response Alderman Lopez why we didn't include those specifically within the Code.

President Wilshire

Alderman Lopez.

Alderman Lopez

An answer explains the reasoning. My personal opinion is that while codifying other forms of media does mean that you might have to come back if you're too specific and codified them. It also means that you have to use them until they go away. Community television is something the city invests in, the city maintains. I would be surprised if it leaves in the next two to five years. I think ensuring that we do have some sort of requirements to report to the public and provide transparency is important. Even if it's not specifically to the CTV, you don't have to call it the "Lopez initiative" but I don't think it would be a good idea for the committee that actually can vote on it because I can't to consider putting something in there that there have to be at least other forms of outreach even if that changes. I do agree, Director Sullivan, I mean we can't even call it Twitter anymore. It changed to X and next it will be XX so I don't think we want to necessarily identify any brands but generally including different forms of multimedia outreach and codifying that I think, personally, I would like to see.

President Wilshire

Alderwoman Kelly.

Alderwoman Kelly

Thank you. My question was actually similar to Alderman Lopez's around the public places and if we've defined that anywhere? I was just curious about that within the new platform.

President Wilshire

Director Sullivan.

Matt Sullivan, Community Development Director

Happy to respond to that and if need be may ask Corporation Counsel for some assistance with this as well but when we refer to public places within here, we're talking about physical locations. Specifically, what we utilize is the library and City Hall for our public posting locations. We obviously use the website as well as a method for posting. There's a lot of history around this to be quite frank about where we've posted and how we've posted but currently our process is to use City Hall and the website but we're actually talking about potentially using the library as well for all notifications moving forward. So that's what we refer to when we say public places.

President Wilshire

Alderwoman Kelly.

Alderwoman Kelly

If I could through you to Attorney Bolton. Is there any argument to include a little bit more detail around what a public place is?

Steve Bolton, Corporation Counsel

It's not required by State law. The relevant statutes refer to public places and that's always been sufficient. City Hall has traditionally been used. The library has traditionally been used. 91A - the so-called Right-to-Know Law specifically requires that notice of meetings be posted on the city's website if the city has a website which we do. I don't think there's any good reason to be more specific than that.

President Wilshire

Alderman Kelly.

Alderman Kelly

Thank you. Just a follow up statement. That's fine. Where I get concerned and echo some of the conversation from Director Sullivan is around platforms and what's your region platform. My thinking is someone could say oh I posted it on our Facebook page. That's public but you have two followers. So when you don't have the reach and within those platforms, are we not...

Steve Bolton, Corporation Counsel

Public places means a place. It does not mean the Facebook or something like that. We're required to put it on the city's website and at least one other place, a public place. We've traditionally used two. I don't think City Hall or the library are going anywhere anytime soon. So I think we'll probably safe for a good long time on that. I think for the foreseeable future, we will have a website so.

President Wilshire

Director Sullivan did you want to weigh in?

Matt Sullivan, Community Development Director

Just quickly on that front. A good example of where this could become problematic is in the event that in some future the library's under significant reconstruction or construction and that no longer becomes a viable posting location for a period of months. We would want the flexibility to then move to another public posting location. That's some of my hesitancy about codifying it but I'll say for the record, those are the two public physical locations that we've used and then the website, of course, but those could change for some unusual circumstance in the future. We wouldn't want to have to amend the Code to do that I would say.

President Wilshire

You all set Alderman Kelly? Alderman Thibeault.

Alderman Thibeault

Thank you, Madam President. If you want to get the young groups in you've got to go to Tik Tok Director Sullivan but I supported this before and when we were in the committee. I think we're overthinking some of this stuff. I think it's - I'm gonna support it just like I was gonna support it originally. I think we've cleared up some of the stuff I think that people had concerns with so I appreciate that you went back and you guys tweaked it to make it more amenable to other people. So thank you and I'll support it.

President Wilshire

Alderman Clemons.

Alderman Clemons

Yeah I'll support this the salmon copy as well for the amendment. I think that the changes are good in here. In hearing the discussion about, you know, getting specific about certain websites or areas in the city to post these, I think the

reasons given by Director Sullivan are good reasons to keep this the way that it is. So I'll support it as it's written on the salmon copy.

President Wilshire

Further discussion? Motion is to amend with the salmon copy.

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault, Alderman Wilshire	13
Nay:	0

**MOTION CARRIED**

**MOTION BY ALDERMAN O'BRIEN TO REFER ORDINANCE O-23-059 AS AMENDED TO THE PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE, PLANNING BOARD, AND SCHEDULE A PUBLIC HEARING AT THE PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE MEETING ON WEDNESDAY, NOVEMBER 29, 2023 AT 7:00 P.M., IN THE ALDERMANIC CHAMBER BY ROLL CALL**

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire	14
Nay:	0

**MOTION CARRIED**

**O-23-061**

Endorsers: Alderman Alex Comeau  
Alderman-at-Large Melbourne Moran, Jr.

**AUTHORIZING TRAFFIC CHANGES ON WOODWARD AVENUE**

Given its second reading;

**MOTION BY ALDERMAN O'BRIEN FOR FINAL PASSAGE OF O-23-061 BY ROLL CALL**

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire	14
Nay:	0

**MOTION CARRIED**

Ordinance O-23-061 declared duly adopted.

**O-23-063**

Endorsers: Alderman Richard A. Dowd  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Patricia Klee  
Alderman-at-Large Melbourne Moran, Jr.

Alderman Derek Thibeault  
Alderman-at-Large Lori Wilshire

**AUTHORIZING STOP SIGNS AT THE INTERSECTION OF CHARLOTTE STREET AND BEAUVIEW AVENUE**

Given its second reading;

**MOTION BY ALDERMAN DOWD FOR FINAL PASSAGE OF O-23-063 BY ROLL CALL**

ON THE QUESTION

Alderman Dowd

Yes this was reviewed by the City Traffic Engineer and determined to be a safety factor and have authorized. They have approved the stop signs and are waiting for vote tonight to make final approval.

President Wilshire

Motion is for passage. Further discussion on that Motion? Seeing none.

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran,  
Alderman Lopez, Alderman Jette, Alderman Clemons, Alderwoman Kelly,  
Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault,  
Alderwoman Timmons, Alderman Wilshire

14

Nay:

0

**MOTION CARRIED**

Ordinance O-23-063 declared duly adopted.

NEW BUSINESS – RESOLUTIONS

**R-23-171**

Endorsers: Alderman Patricia Klee  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman-at-Large Ben Clemons  
Alderman Thomas Lopez  
Alderman-at-Large Melbourne Moran, Jr.  
Alderwoman-at-Large Shoshanna Kelly  
Alderman Richard A. Dowd  
Alderman Tim Sennott  
Alderman Derek Thibeault  
Alderwoman-at-Large Gloria Timmons  
Alderman-at-Large Lori Wilshire

**AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED FEDERAL AID PROJECT AGREEMENT WITH THE STATE OF NEW HAMPSHIRE FOR THE PURPOSE OF CONSTRUCTING AN ACCESSIBLE RAMP TO THE COTTON MILL TRANSFER BRIDGE AND TO ACCEPT AND APPROPRIATE \$724,186 FOR THE PROJECT**

Given its first reading; Assigned to the BUDGET REVIEW COMMITTEE and SCHEDULE A SPECIAL BOARD OF ALDERMEN PUBLIC HEARING ON MONDAY, NOVEMBER 27, 2023 AT 7:00 P.M., by President Wilshire

**R-23-172**

Endorsers: Mayor Jim Donchess  
Alderman Patricia Klee  
Alderman Thomas Lopez  
Alderman Tim Sennott  
Alderman Derek Thibeault  
Alderwoman Gloria Timmons  
Alderman-at-Large Melbourne Moran, Jr.

**AUTHORIZING THE CITY TO ENTER INTO A COMMUNITY CENTER INVESTMENT PROGRAM LOAN AGREEMENT WITH THE COMMUNITY DEVELOPMENT FINANCE AUTHORITY AND BORROW AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS (\$1,000,000) FOR REPAIRS AND RENOVATIONS OF THE ARLINGTON STREET COMMUNITY CENTER**

Given its first reading; Assigned to the BUDGET REVIEW COMMITTEE and SCHEDULE A SPECIAL BOARD OF ALDERMEN PUBLIC HEARING ON MONDAY, NOVEMBER 27, 2023 AT 7:00 P.M., by President Wilshire

**R-23-173**

Endorsers: Mayor Jim Donchess  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Patricia Klee  
Alderman Richard A. Dowd  
Alderman Derek Thibeault  
Alderman-at-Large Melbourne Moran, Jr.

**RELATIVE TO THE ACCEPTANCE OF \$17,499.75 FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY AND THE NEW HAMPSHIRE DEPARTMENT OF SAFETY INTO EMERGENCY MANAGEMENT GRANT ACTIVITY "2023 BUILDING RESILIENT INFRASTRUCTURE AND COMMUNITIES (BRIC) PROGRAM"**

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

**R-23-174**

Endorsers: Mayor Jim Donchess  
Alderman Michael B. O'Brien, Sr.  
Alderman John Sullivan  
Alderman Patricia Klee  
Alderman-at-Large Melbourne Moran, Jr.  
Alderman Richard A. Dowd  
Alderman Tyler Gouveia  
Alderman Derek Thibeault  
Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE OF \$16,800 FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY AND THE NEW HAMPSHIRE DEPARTMENT OF SAFETY INTO FIRE DEPARTMENT GRANT ACTIVITY "2023 HOMELAND SECURITY GRANT PROGRAM - BALLISTIC WARM ZONE VESTS"**

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

**R-23-175**

Endorsers: Mayor Jim Donchess  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman John Sullivan  
Alderman Patricia Klee  
Alderman Richard A. Dowd  
Alderman-at-Large Melbourne Moran, Jr.  
Alderman Tyler Gouveia  
Alderman Derek Thibeault  
Alderwoman-at-Large Gloria Timmons  
Alderman-at-Large Lori Wilshire

**RELATIVE TO THE ACCEPTANCE OF \$142,000 FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY AND THE NEW HAMPSHIRE DEPARTMENT OF SAFETY INTO FIRE DEPARTMENT GRANT ACTIVITY "2023 HOMELAND SECURITY GRANT PROGRAM - QUICK RESPONSE UTILITY VEHICLES"**

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

**R-23-176**

Endorsers: Alderwoman-at-Large Shoshanna Kelly  
Alderman-at-Large Melbourne Moran, Jr.  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Patricia Klee  
Alderman Thomas Lopez  
Alderman-at-Large Ben Clemons  
Alderman Richard A. Dowd  
Alderman Tyler Gouveia  
Alderman Tim Sennott  
Alderman Derek Thibeault



Alderwoman-at-Large Gloria Timmons

Alderman-at-Large Lori Wilshire

**APPROVING THE COST ITEMS OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE NASHUA PUBLIC LIBRARY BOARD OF TRUSTEES AND NASHUA PUBLIC LIBRARY EMPLOYEES, AFT, FPE, LOCAL #4831 FROM JULY 1, 2023 THROUGH JUNE 30, 2026 AND AUTHORIZING A RELATED TRANSFER**

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

**R-23-177**

Endorsers: Mayor Jim Donchess  
Alderman John Sullivan  
Alderman Richard A. Dowd  
Alderwoman-at-Large Gloria Timmons

**AUTHORIZING THE SALE OF A TAX DEEDED PROPERTY LOCATED AT 7 PONDEROSA AVENUE**

Given its first reading; Assigned to the COMMITTEE ON INFRASTRUCTURE AND PLANNING BOARD, by President Wilshire

NEW BUSINESS – ORDINANCES - None

PERIOD FOR GENERAL PUBLIC COMMENT - None

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Alderman O'Brien

Thank you, Madam President. I would like to first start off and thank Alderman June Caron for all that she has done stepping forward and filling the vacancy when we had it. I don't think that we have seen the last of Alderman Caron. Somebody as dedicated as her I think we'll find something for her that she will be still part of our family but I'd personally like to take a note to thank her for community service, and particularly her community dedication.

Second with that, I would like to welcome Alderman Sennott. Welcome to the horseshoe. I think you'll enjoy it. There's some great people here to work with and I'm glad you're able to join us. So welcome.

Alderman Sullivan

Thank you, Madam President. I'd like to echo the comments of my colleague and welcome Alderman Sennott to the horseshoe and also congratulate all of my colleagues who won re-election in last Tuesday's election.

I did want to comment. I hesitated on my vote that we took earlier about the recount. Before I got here, I came from another board meeting where the president of that board said that he didn't want any members of that board to regret their vote because that was the first time that they had seen it. I wish that I had seen the memo here. I wish I had known a little bit more about what was going on. I hesitated. I think, you know, it's on me. It's on the record now but I think that I wish that I had more information before that vote and that's all I really want to say. Thanks.

Alderman Klee

Thank you, Madam President. I want to thank all the voters that came out on Tuesday. It was really nice seeing as many people as we had and I know that I was unopposed but I do want to congratulate all my colleagues that have been reelected and new board members that will be coming on such as Aldermen Sennott who is here with us.

I also want to make a comment that that Tuesday wasn't quite as pleasant for me because every year, every election I have this one person who comes and bullies me. He has spat upon me. He has called me some very disgusting names and he does it time after time even if I'm not on the ballot but just happened to be there. For those that came to my aid, those that were standing beside me as well as constituents who went and got the police, I really am grateful that they took the time to do that. For those that were on the other side laughing, cajoling, egging him on, shame on you. Pardon my bluntness here but there is a special place in hell for people like that. So thank you, Madam President.

Alderman Lopez

I would like to congratulate Paige Beauchemin for winning our State Representative spot. I'm glad we finally have a full slate representing Ward 4 in the State House. I would also like to thank our ward election team particularly outgoing Clerk Barry Cardin, our Moderator, who's always stepped up and showed up in every way that he can; Fred Davis, and our

Selectmen who is stepping up in a new way, Arthur Craffey, as well as all of the poll workers who worked tirelessly all day registering new voters, making sure people had their information so they could vote their ballots and everything. I really want to thank all the volunteers who came out too. All the people who showed a passion for getting involved in Ward 4 including the other candidates. I know it's not easy to put yourself out there and to step forward for a role and then especially not to get it. I know that the two gentlemen who ran for State Rep. particularly, they had both tried multiple times. So I appreciate the effort and I appreciate the willingness to be involved. I hope they're able to find ways that they can serve their community.

I also wanted to thank Joanne's Kitchen for donating food for the Veteran's over at Dalianis House through Operation Enduring Welcome Holiday Programs. I know Caribbean Breeze is going to be coming up so if anybody wants to sponsor a meal for veterans, head over to Caribbean Breeze. You can buy a ticket that will basically pay for a meal for veterans on Thanksgiving. Then we're doing it again on Christmas over at Soel Sistas which has recently opened up at 35 Temple Street. So there's a lot of really good things going on. The holidays are coming. I'm looking forward to them.

I want to congratulate everyone who ran in their election for the work that they put in and everyone who won for their willingness to serve. Thank you.

#### Alderman Jette

Thank you. I, too, want to congratulate everybody who got re-elected and elected. I want to thank people who voted for me in Ward 5 and all of the poll workers, especially those in Ward 5 for volunteering their time and putting in a long day at the polls.

On a sad note, I want to mention I just found out today that Attorney Anne Howorth who was the wife of former City Attorney Philip Howorth and Nashua District Court Judge Howorth died yesterday or today and her funeral will be Friday, I believe. Anne was a graduate of Boston College Law School as I was. So I just wanted to make mention of her passing. Thank you.

#### President Wilshire

Can I skip back to Alderman Moran? Thank you. Alderman Moran.

#### Alderman Moran

Thank you, Madam President. I, too, would like to thank Alderman Caron for stepping up and taking the appointment for an open seat and serving out the remainder of that term. I welcome Alderman Sennott to the Board as well.

Congratulations to all my colleagues who won re-election and to the Mayor who won re-election as well. Clearly we're doing something right and voters want us to continue doing that. I guess I'll find out in two years if they agree with what I'm doing but we'll find out then. I'm glad I didn't have to sit in this this particular race.

Other than that, also special recognition to President Wilshire who took the majority of the vote citywide of any candidate and to Alderman Jette who took the most Ward votes of any Alderman that ran. Congratulations you two.

#### President Wilshire

Thank you.

#### Alderman Clemons

Thank you, Madam President. So I'll start by saying I just wanted to say thank you to Alderman Caron for everything that she's done. Her and I have served on the Board of Aldermen for a long time and I can remember actually I was in your seat Madam President acting as President that evening when she was first elected after getting sworn in here similar to how Alderman Sennott got elected and took that seat. So it was - the Charter actually came up after I had realized. I didn't realize that she wasn't going to fill out the entire term until after the election. A funny thing happened on Election Day. I ran into Alderman Caron and we were talking and I said to her, you know, I said you know the reason why we appointed you back on the Board was solely for the purpose of the fact that we want you on the Inauguration Committee again which you had vowed off when you were finally done your last term. She said don't you dare put that seed in Alderman Wilshire's brain of putting me on there.

#### President Wilshire

Too late!

Alderman Clemons

But come to find out, we figured out June you and you don't have to be on the Inauguration Committee. We'll have Tim fill in for you. But in all seriousness, there was nobody that was more dedicated to serving Ward 7 in the City of Nashua throughout her entire career even when she was working in the Parks Department, and then she continued her service, and then even came back to serve again when that vacancy opened up. So my sincere thank you to her and her family.

My other thing I want to mention is I wanted to say congratulations to everyone who won. I also wanted to thank everybody who didn't win for running what was, I think, a relatively clean election. So you know, there was a few things here and there but for the most part, we stuck to the issues and that was a good thing. So congratulations to everybody and I look forward to working with everyone in the future. Thanks.

Alderwoman Kelly

Thank you. I also wanted to say thank you to Alderman Caron for her work on the Board. I remember pulling her name and getting to sit next to her my very first term and I've learned quite a bit from her. I was delighted when she came back and joined us for a bit so she will be missed. Welcome Alderman Sennott and congratulations to everybody who won. I also wanted to make a point of, you know, not just winning but just putting yourself out there is a huge step so thank you to everybody who ran for office.

Oh I wanted to mention downtown because I love downtown. Thursday is one of my favorite nights of the year. They do ladies night and they have an open late. All the shops you can go through a lot of them have refreshments and things and it's a great way to shop locally and get your holiday shopping done.

Alderman Dowd

Yeah I'd also like to thank June for all our service. She does a lot in the City. I'm on the Lions Club with her, and she does a lot for back to school event, and just is involved in many, many things. I do want to wish Tim Sennott the best sitting in the new seat and I believe that Alderman Caron enjoys that as well because she did not want to be coming to any more of these meetings. I will also tell you that she called me and made me the official replacement for her for the candy for the Aldermen. The senior lunch that we had was outstanding and some of us were there helping pass out the gifts and the seniors. Thoroughly, thoroughly enjoy that day and have a great time, and a good meal, and it was a lot of fun.

So the other thing is I am sorry I missed the Veteran's Parade. I rarely miss them. I was sick and I didn't want to get anybody else sick so I decided to stay home but certainly appreciate the fact that we have great, great Veteran's Parades and celebrate all our veterans. So thank you.

Alderman Gouveia

Thank you, Madam President. I first would like to thank the voters of Ward 1 for entrusting me in their seat for another two years. I think my wife will be happy that I am here and not at home. That's always a positive.

I want to thank Alderwoman Caron for her time here in the chamber. She was a great person to have next to you and to my new colleague, she used to bring me treats every now and again. So if you want to keep up the tradition, I'm more than happy.

On a more serious note, November 2<sup>nd</sup> was the 136<sup>th</sup> annual celebration of the YMCA at the Performing Arts Center. It was a fantastic event. I got to attend. To my brother and his fiancée who are getting married on Friday, congratulations to them both. We look forward to celebrating.

Alderman Sennott

I won't overstay my welcome. I just first off thank you to everybody for the warm welcome. I know very unusual circumstances.

I also just wanted to take the opportunity to recognize Alderman Caron for stepping back up to the plate when the vacancy in Ward 7 arose. For those of you who maybe don't spend much time in Ward 7, Alderman Caron ushered us through a

very difficult period these last couple of months with events that were taking place down there and we really appreciated her leadership and I recognize that I have some very big shoes to fill. Thank you.

Alderman Thibeault

Thank you, Madam President. I would be remiss if I didn't thank June Caron, Alderman Caron for being such a good neighbor. It's my third neighbor in two years so I'm wondering if something's going on with me but, you know, she was great to have here with experience and being able to help me through some of the things that would come up in the chamber. So I really appreciated everything she has done for the City and to help myself and everybody here through it.

Also congratulations to Alderman Sennott and Alderman-to-be Chris Thibodeau. I hope we don't get confused Alderman O'Brien with Thibeault, Thibodeau, Thibeault, Thibodeau because I've been called Thibodeau before so we'll try to get that straight.

But congratulations also to the Mayor. You know I think someone said it Alderman Moran. You know our Wards think we're doing something right and our city thinks we're doing something right to continue us for another couple of years. So that means we have to do something for them for the next two years and that's continue to make this city great. So I appreciate that. I appreciate all the poll workers. That's a tough job. People don't step up to do that so the ones that do, I appreciate it. The Ward 8 they did a great job keeping everything running smooth and despite what some people may say out there, they do a great job making sure all the ballots go through smooth, all the numbers match up, and that the voting goes on without any complications, and illegalities happen at the polls. So thank you to all of them and I hope to see more people step up and do that role. It's so important to have Selectmen, and Ward Clerks, and Ballot Inspectors, and Moderators. So thank you.

Alderwoman Timmons

Thank you, Madam President. I, too, would like to thank June Caron for everything that she does and I will see her again because we always bump into each other in our community things. So thank you June for stepping up and doing everything that you did.

I'd also like to thank our City Clerk for doing all the things that he did. He made it possible. So thank you for doing that.

Also, thank you for the re-election for our Mayor. To me, it was an excellent choice. I went to sleep very happy. So thank you Mayor Donchess and for all my colleagues. I was very happy with the outcome and I get to serve with all you guys again. So thank you and welcome back and see you in 2024.

One other thing. Congratulations Alderman Sennott.

Alderman Wilshire

Alderman Dowd are you looking for a second bite of the apple?

Alderman Dowd

Not really. I just want to make sure that either you or Mr. Healey have an opportunity to talk about the recount for the Board of Ed. I know he's looking for people to help out. So I just didn't know if he wanted to say anything.

Alderman Wilshire

Let me have my comments and I'll call on him. I would like to thank June Caron. June has been a friend for a long time. She's a tremendously wonderful person. We couldn't have had a better fill-in for Ward 7 slot. So congratulations to you Alderman Sennott for running and winning that race and also to Mr. Thibodeau for winning his race. All of you have done a great job so thank you for that.

I'd like to thank all the Ward workers. That's a tough job. That's a long day for the people that are there from 5:30 in the morning till 9:30 at night. You know they don't do it for the pay. They do it because they love serving their city. This Saturday will be a recount and now I'll turn that over to Mr. Healey.

Dan Healey, City Clerk

So as voted on by the Aldermen earlier tonight, the recount for Board of Ed will be this Saturday starting at 9:00 am in the

auditorium. We are collecting names of individuals that would like to come and help out with the counting. We're going to need a lot of people with, you know, it's a pick five, four and eight candidates so it's gonna take quite a bit of time. We have looking at the numbers 15,500 or so ballots to go through. So if anyone is interested in helping, reach out to the City Clerk's Office and we can get you on the list to help. Thank you.

Committee announcements:

Alderman O'Brien

Thank you, Madam President. It's been noticed that the Infrastructure Committee was supposed to meet on November 22<sup>nd</sup> which is the night before Thanksgiving. We're gonna cancel that. I'm sure everybody's got a pie to bake. So we'll allow you to do so. So we're going to move it to December 11th or 13th. So if you can keep those dates tentatively open. We're going to really try to shoot for the 11<sup>th</sup>. I think that is a better day but we got a lot of moving parts on this one besides our regular agenda. It's going to be a combined meeting with the Police Commissioners on the Riverside property. So hopefully, we can get them to commit to December 11th and we shall call from there and you'll be notified through the Aldermanic Office. Thank you.

Alderman Klee

Thank you, Madam President. On next Monday, the 20<sup>th</sup>, there will be a Pennichuck Water Special Committee. It's very important that the members do attend. We have some very time sensitive stuff that needs to get passed there, and then go on to the full Board, and then back to their Board of Directors meeting. It's the proxy card, etc. So it's very important that we all make that meeting so that we do have that and it will be right in front of the Human Affairs Committee. So it's 6:30 which is an unusual time for us next Monday. Thank you.

Alderman Lopez

I mean Alderman Klee just said it but the Human Affairs Committee is also Monday after the Pennichuck Committee. We have a lot of grants. Everybody should come and learn about what we're doing receiving in new monies.

Alderman Dowd

This Thursday a Joint Special School Building Committee at 7:00 pm at Nashua High North.

ADJOURNMENT

**MOTION BY ALDERMAN O'BRIEN THAT THE NOVEMBER 14, 2023, MEETING OF THE BOARD OF ALDERMEN BE ADJOURNED BY ROLL CALL**

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

Yea: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Moran, Alderman Jette, Alderman Clemons, Alderwoman Kelly, Alderman Dowd, Alderman Gouveia, Alderman Sennott, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire	13
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Nay: Alderman Lopez	1
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**MOTION CARRIED**

The meeting was declared adjourned at 8:55 p.m.

Attest: Dan Healey, City Clerk



# THE CITY OF NASHUA

*Alderman Alex Comeau*  
*Ward 6*

*"The Gate City"*

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## Memorandum

Date: Tuesday, November 14<sup>th</sup>  
To: Board of Aldermen  
From: Alderman Alex Comeau  
Re: O-23-061

Before the Board is O-23-061, which will change the traffic pattern for Woodward Avenue. Woodward Avenue is a very narrow road across the portion that passes between Gilman St. and Lewis St. and traverses downhill toward Lewis St.

Residents of Woodward Avenue have been requesting that the City of Nashua make this section of the road a one-way street, with the direction of travel going southeast from Gilman St. to Lewis St. In addition to the relevant signage (one-way signs, Do Not Enter signs, etc), we are also looking to reduce the speed limit to 25mph and sign accordingly, and to install a stop sign where Woodward Ave terminates at Lewis St. This small section of road is widely used as a cut through between Kinsley St. and Lake St. and sees much more traffic than a road of its size would reasonably expect to see. The reduced speed limit and the stop sign will control the flow of traffic and allow NPD to crack down on dangerous drivers.

I walked Woodward Avenue and spoke with the residents who live there, and the feedback was overwhelmingly in favor of making these changes. These changes would enhance the usability of the road as well as the safety of the residents and other drivers. These changes also have the full support of the Department of Public Works, the Traffic Engineer, and the City Engineer.

Feel free to reach out to me if you have any questions about this legislation. I appreciate your support for this ordinance and look forward to its passage.

Kind Regards,

A handwritten signature in black ink that reads 'Alex Comeau'.

Alex Comeau



## ORDINANCE

### AMENDING THE NOTICE PROVISIONS ORDINANCE AND THE HISTORIC DISTRICT PROCEDURE FOR COMMISSION REVIEW

### *CITY OF NASHUA*

*In the Year Two Thousand and Twenty-Three*

*The City of Nashua ordains* that Part II “General Legislation”, Chapter 190 “Land Use”, of the Nashua Revised Ordinances, as amended, is hereby further amended as follows:

1. In Part 2 “Zoning Districts and Supplemental Use Regulations”, Article IV “Overlay Districts”, Section 190-22 “Historic Districts”, subsection B (2) (b), delete the struck-through language as follows:

“§ 190-22. Historic Districts.

...

B. Procedure for Commission review.

...

(2) ...

(b) The Commission shall hold a public hearing on all applications. Notice to the applicant and the date and time of the public hearing shall be given to the applicant and every abutting property owner whose property adjoins or is directly across the street or stream from the land under consideration as determined from the records of the City Assessor. Such notice shall be given by certified mail not less than 14 days before the date of the public hearing. ~~A notice of the public hearing shall also be placed in a newspaper of general circulation in the area not less than five days before the date fixed for the hearing.~~ The abutter notification fee shall be any necessary postal fee plus \$3 per abutter. Any application shall require on-site notice in accordance with § 190-126 of this chapter, with the title of the action to read: “HISTORIC DISTRICT APPLICATION.””

2. In Part 3 “Procedures”, Article XIII “Application Review”, Section 190-126 “Notice Provisions”, Table 126-1 “Notice”, delete the struck-through language and add the underlined language as follows:

**Table 126-1**

**Notice**

[Amended 8-10-2010 by Ord. No. O-10-25]

(A) Action	(B) Publication	(C) Posting	(D) Mail	(E) Signage
<b>Regulatory Amendments</b>				
Official Map amendment (RSA 674:11)	10 days	10 days, at least 2 <u>public places</u>	N/A	N/A
<del>Appeal of permit denial pursuant to Official Map (RSA 674:15)</del>	<del>10 days</del>	<del>10 days — at least 2 public places</del>	N/A	N/A
<u>Zoning Ordinance Amendments (RSA 675:7)</u>	N/A	<u>10 days, at least 2 public places</u>	<u>10 days</u>	<u>N/A</u>
Building permit	N/A	N/A	N/A	N/A
Certificate of occupancy	N/A	N/A	N/A	N/A
Rezoning (RSA <del>675:7</del> <u>675:2, 674:20</u> )	<del>10 days</del> <u>N/A</u>	10 days, at least 2 public places	<del>N/A</del> <u>10 days</u>	<del>5</del> <u>10 days</u>
<b>Planning Board Applications</b>				
Site plan ( <u>RSA 674:1.VI, 674:43</u> )	N/A	10 days, at least 2 <u>public places</u>	10 days	<del>5</del> <u>10 days</u>
Subdivision plan ( <u>RSA 674:1.VI, 674:35</u> )	N/A	<del>N/A</del> <u>10 days, at least 2 public places</u>	10 days	<del>5</del> <u>10 days</u>
Conditional use permit ( <u>RSA 674:21.II</u> )	<del>10 days</del> <u>N/A</u>	10 days, at least 2 <u>public places</u>	<del>N/A</del> <u>10 days</u>	<del>5</del> <u>10 days</u>
Plan revocation ( <u>RSA <del>674:11</del> 676:4-a</u> )	<del>10 days</del> <u>N/A</u>	10 days, at least 2 <u>public places</u>	<del>N/A</del> <u>10 days</u>	N/A
Communications towers, regional notification (RSA 12-K:7)	7-21 days	N/A	7-21 days	N/A
Developments of regional impact (RSA 36:57)	N/A	N/A	14 days	N/A
Design review (RSA 676:4.II( <del>db</del> ))	N/A	10 days, at least 2 <u>public places</u>	10 days	<del>5</del> <u>10 days</u>
<b>Zoning Board Applications</b>				
Special exception (RSA <del>676:7</del> <u>674:33</u> )	5 days	<del>N/A</del> <u>10 days, at least 2 public places</u>	<del>5</del> <u>10 days</u>	<del>5</del> <u>10 days</u>



Zoning variances or appeals (RSA <del>676:7</del> 674:33)	<del>105</del> days	<del>N/A</del> <u>10 days, at least 2 public places</u>	<del>5</del> <u>10</u> days	<del>5</del> <u>10</u> days
Equitable waiver (RSA 674:33-a)	5 days	<del>N/A</del> <u>10 days, at least 2 public places</u>	<del>5</del> <u>10</u> days	<del>5</del> <u>10</u> days
<u>Appeals to the Zoning Board of Adjustment (RSA 674:13, 674:15, 676:5)</u>	<u>5 days</u>	<u>10 days, at least 2 public places</u>	<u>10 days</u>	<u>10 days</u>
<b>Historic District Commission Applications</b>				
Historic District Commission	<del>5 days</del> <u>N/A</u>	<u>10 days, at least 2 public places</u>	14 days	<del>5</del> <u>10</u> days
Conceptual plan (RSA 674:4.II(a))	N/A	N/A	N/A	N/A
Conditional approval of a plan	N/A	N/A	N/A	N/A
Construction plans	N/A	N/A	N/A	N/A
Conceptual plan	N/A	N/A	N/A	N/A
Minor site plan	N/A	N/A	N/A	N/A

3. In Part 3 “Procedures”, Article XIII “Application Review”, Section 190-126 “Notice Provisions”, Subsection C “Contents of notice”, delete the struck-through language and add the underlined language as follows:

Contents of notice. [References: RSA ~~674:4 I(d)~~ 676:4 I(d)] Other than applications for subdivision or site plan approval (See §§ 190-138 and 190-146), the notice shall state the time, date and place of hearing and a description of the property subject to the application which includes, at a minimum, the following:

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

This legislation shall become effective immediately upon passage.