

**Board of Public Works
Meeting Minutes**

July 26, 2016

A regular meeting of the Board of Public Works was held on Tuesday, July 26, 2016, at 5:30 p.m. at City Hall, in Room 208, 2nd floor, 229 Main Street, Nashua, NH 03060.

Commissioner Bergeron called the meeting to order at 5:30 p.m. and called the roll.

Members Present:

Mayor Jim Donchess
Commissioner Bergeron
Commissioner Tracy Pappas
Commissioner Joel Ackerman
Commissioner Kevin S. Moriarty

Also Present:

Ms. Lisa Fauteux, Director of Public Works
Mr. Steve Dookran, City Engineer
Mr. David Simmons, Superintendent of Wastewater
Alderman Ken Siegel, Aldermanic Liaison
Alderman-at-Large David W. Deane

MOTION: Commissioner Pappas to approve the amended Agenda as presented.

SECONDED: Commissioner Moriarty

MOTION CARRIED: Unanimously

MOTION: Commissioner Pappas to approve the Minutes of the Board of Public Works Meeting of June 23, 2016.

SECONDED: Commissioner Moriarty

MOTION CARRIED: Unanimously

Public Comment:

Ms. Paula Johnson, 15 Westborn Drive

The first thing I would like to say is thank you to Director Fauteux for West Hollis Street. The signage is much better and the other thing is it doesn't pertain to this Board but since the Mayor doesn't call me back I'm going to address him here. We need the police department to come out there and watch the traffic light now and also not at 9:00 p.m. at night because they won't see the offenders then, that's what they did the last time. Also it will enforce the people who are not moving over and still trying to cut over. So far, for the amount of time that I have been back from Cleveland at the convention it seems to be working. The other thing I wanted to let you know is that before I left to go to Cleveland I was in Mine Falls and it clearly states that all pets must be kept on a leash and to please clean up after your pets but in this picture you can see that a dog was off leash and I was talking to someone after and she had her dog on a leash but couldn't move because she said her dog got a little bit aggressive if any dogs run up to them. These people were morons because there was sign on the tree that you had just treated the river and the dog was swimming in chemically treated water and I said you should take your dog home and give it a bath before it gets sick. It doesn't give the ordinance on here and I know it's only \$25.00 but I've asked an Alderman that maybe we should relook at the leash law and

clean-up law and up the fine because \$25.00 is joke to some people. If it costs a little bit more then maybe they will obey the law like the rest of us have to do in this community. I guess we have laws on the books for a reason and if we are not going to obey the laws then I shouldn't have to pay for their stupidity.

Director Fauteux

Just to let you know we did order some new signs and they are in and they should be put up in the next week and they do state ordinance on the signs and they are larger.

Ms. Johnson

The next thing I want to talk about is the David Deane Skateboard Park. I am going to say that I am not shocked but I am a nimby again not in my backyard. We have enough at that area. We have Stellos, Conway Ice, which they want another sheet once they move the bond out of there and we have the Y. Then we have wonderful Mine Falls and I asked the Board of Aldermen and I'm going to ask everybody here, who goes walking in Mine Falls coming in at Stellos? It is totally congested there. I have taken pictures of what it looks like on the weekends with and without events going on. It is a cluster mess already and the fact that you want to put the park in this area where the salt barn is the entrance and the exit going into Mine Falls. There are cars and trucks going in with boats and you are going to get run over because you have to stay to the side to try to get into the park. Plus the people of this neighborhood weren't even notified because there are no direct abutters there other than the Y and the Pratt Homes. Remember Greeley Park Mayor? We had that whole big thing about Greeley Park in people's backyards and we got it out of that area. I'm going to call in my chips with some of the Aldermen on the vote now because I helped them with that too. We are putting it in an area that is already so congested and stick skateboarders there. I am very concerned about who are these skateboarders because there is a path that goes right into our neighborhood. We were promised when they built Stellos Stadium that they would never have a marching band in there and there would never be any noise in there. Well, Mayor Streeter lied to us and so did the next Mayor because we have the marching band now and we here it all of the time. As a matter of fact, some of the property on Ratcliff was sold to some of the abutters over there for a mere amount of money. We are now being forced to have skateboard park and I'm sure there were other places. It's not even conveniently located for these children who don't drive. Why aren't we putting it downtown, I am sure there was something downtown that it could have gone that would have been easier for these kids to get around? Who is going to drop them off there? What goes on in these parks? I have a lot of questions about what the climate of this city is now with the drugs and everything. This is not the best place to put the David Deane Skateboard Park and from what I understand, Renaissance isn't building that quickly yet and if Renaissance isn't building why isn't it just staying there? There is property downtown that we could have found so it's more conveniently located for these kids. I am asking that this be denied at this level and I'm going to ask the Board of Aldermen for it to be denied at the next level because enough is enough in that area. I know you want to make it an athletic complex but it's the congested complex over there. We just had to get the whole intersection on West Hollis Street corrected because we had a Mayor who thought she was a traffic engineer but I don't know where she got the license from and she made a mess and now we are going to add some more congestion. Let's not forgot all the kids who come out of the high school and all of the accidents that are down there. I am asking that this be denied and you find another place to put this David Deane Skateboard Park.

Alderman Don LeBrun

Most of everything I would like to say would echo what Ms. Johnson just said with one exception. I will narrow my thoughts down to the traffic pattern on West Hollis Street. My constituents are telling me and I get 20 to 30 e-mails or phone calls every day telling me what they have done with the left hand turn with these traffic turn pockets. The traffic pattern changes every day and now they have this turn bubble and there are 13 entrances off of West Hollis Street for a left hand turn yet they have a turn bubble sitting right in the middle of three of the major turns. It doesn't make sense. That lane should be a left turn lane only all the way to Ledgewood Hills.

There should not be traffic merging to the right; that should be done back before Riverside Drive, possibly as far back as Panther Drive with signage that states left lane, left turn only and right lane, through lane only. It's really that simple. There's no need for a traffic bubble or for a short span merging into a right hand lane. It's a raceway; it's the West Hollis Street Drag Way. I will leave my comments there as Ms. Johnson covered the other issues.

Mr. Peter Johnson, 19 Marina Drive

I have been on vacation and I did not get opportunity to get my comments in on the colored temperature selection for the street lights. I wanted to put my .2 cents in for the 3K lower lighting and I also hope that you will consider breaking these lights out into three different zones for a lower, medium and higher light level; using the highest levels down around D.W. Highway and Amherst Street. Medium light levels on Broad Street and West Hollis and the lower levels in the neighborhoods themselves.

Aldermanic Referrals

A. **MOTION:** Commissioner Pappas to recommend: R-16-047 AUTHORIZING THE MAYOR AND CITY TREASURER TO ISSUE BONDS NOT TO EXCEED THE AMOUNT OF ONE MILLION DOLLARS (\$1,000,000) FOR VARIOUS IMPROVEMENTS AT THE SOLID WASTE DEPARTMENT FOUR HILLS LANDFILL

SECONDED: Commissioner Moriarty

Discussion:

Director Fauteux

I think the Board is somewhat familiar with this. This is for the construction of the phase III landfill and then of the design of the phase IV landfill.

Commissioner Pappas

I think it's one of those things that we just have to do.

Director Fauteux

Phase III is already permitted, we just need to construct it and then phase IV would be filling in between the two landfills. We are concerned that as regulations increase that we really would like to get it permitted so that it can be grandfathered in and not lose the ability to get that permitted.

Mayor Donchess

This was also recommended by the Budget Review Committee.

Commissioner Pappas

It is a big asset to the city.

MOTION CARRIED

- B. **MOTION:** Commissioner Pappas to recommend: R-16-048 APPROVING A LOCATION OFF STADIUM DRIVE AS THE REPLACEMENT SITE FOR THE DAVID W. DEANE SKATEBOARD PARK CURRENTLY LOCATED ON BRIDGE STREET
SECONDED: Commissioner Moriarty

Discussion:

Commissioner Pappas

It was my misunderstanding but I thought the other skateboard park had already been dismantled. Since Renaissance really hadn't moved I thought it was kind of a done deal. There are two things that make me unable to support this, number one Renaissance is moving forward and number two; you are only as good as your word. I don't think the city should be doing business with someone that goes back on their word and I think if we say you know, if they don't have the \$500,000 to come up with to relocate the skateboard park then I don't think we should be doing business with them. The fact is if we haven't taken down what we have then I wouldn't do business with someone who wasn't good for their word and that's what I find so objectionable so I can't support this for that reason.

Alderman Moriarty

Maybe we should have a re-hash on this motion. My recollection was that it was recommended to us by the committee, the skateboard park committee. Is that correct?

Director Fauteux

That's correct.

Alderman Moriarty

I thought at the last meeting we had approved that location. So now we are just sending it over to the Board of Aldermen because it's city property.

Director Fauteux

You did, that's correct.

Director Fauteux

Yes, you did, that's correct. This is more of a formality. What happened is it went to the Board of Aldermen and whenever there is anything before the Board of Aldermen as it relates to public works it always comes back before this Board. So it's just a formality that it is coming back before this Board but you correct in that you have already taken action on this.

Mayor Donchess

Yes so I think that the reason it appears here is that the resolution, R-16-048 was introduced to the Board of Aldermen and they referred it to the Infrastructure Committee and its just part of the normal procedure because it involves public works and because it's a resolution they referred the resolution to us. We have previously approved the location. Is that correct?

Director Fauteux

Yes, that's correct.

Commissioner Pappas

I agree that we did go ahead and do that. I believe that the government process is really important. We face the voters. If they don't like us then they can throw us out. What made me not be able to hold my nose and vote for this was that BIDA was the one that entered into the agreement and they don't face the voters and if I were on the Board of Aldermen I would come up with some kind of legislation; I fully disagree with an unelected Board getting involved in spending \$500,000 of the tax payers dollars when they don't have to face the voters. That is the piece that I can't swallow but I do understand that we did go ahead and approve that but this is something that I had totally forgotten.

Director Fauteux

I think the Board of Aldermen approved this Renaissance project. I think BIDA did recommend it but the Board of Aldermen ultimately approved it. I wasn't involved in that so I don't know all of the details and what the agreements were but from a public works standpoint I have been told by our legal counsel that the skate park has to move and it has to move very quickly because Renaissance is moving forward. I have been in contact with Celia Leonard very recently. It's very important that we get this done. We really have turned over every stone in this city to try to find another location. I believe this is a good location for the skate park and so does the committee, which included Commissioner Bergeron and Alderman Deane and other city staff, for whatever that is worth. We do need to get this moved by the end of this year.

Commissioner Pappas

You are only as good as your word and I wouldn't do business with someone like that. I think what they did was terrible.

Commissioner Bergeron

I came in late to the committee for the skateboard park but I did serve on that committee with Alderman Deane. We also had some gentlemen that were involved in the whole search and that site looking for the skateboard park was going on when I ran for election and that was in 2012 when I first joined this Board. At one point it was going go at the entrance of the Broad Street Parkway and there was a lot of feedback from the people and the businesses in the neighborhood and just the fact that the parkway was opening a lot of us decided that it wouldn't be the best location for that. After a long and exhaustive search I won't say that I was totally involved in all of the sites but I know there are only certain locations. Every neighborhood in our city has a lot of stuff and I think that every Ward can say we have a lot of things. If you look at Ward 1 this even affects people on Cheyenne and in that neighborhood on Inca, they hear a lot of noise and things from Stellos Stadium so I think we are all hearing a lot of that. If you look in Ward 1, they have the high school that has been added so there are a lot of things that have been added all over the city. It's paid for; at the end of the day the money is in a contingency account. Is it a perfect location, is anything ever going to be a perfect location, probably not but we did approve it before so I am going to go with that. I know that the people at Y as I understand it are in favor of it and if all goes well we are going to be pulling out of that area as the Department of Public Works to a certain degree; not all but most.

Director Fauteux

Yes, and that will be a significant decrease in traffic; just by moving public works.

Commissioner Bergeron

I supported it the first time and to Commissioner Moriarty's point we did pass so now it is just coming back and I am voting in favor of it again.

Commissioner Moriarty

When this came up at our previous meeting I also raised concerns about the location but we did end up passing it. It was a unanimous decision at that point but I was not aware that the Board of Aldermen who just voted is against the location. This is the first I have heard of that so it raises concern for me. I don't know if I am comfortable rushing through this.

Commissioner Ackerman

Just a correction to your comment, it was not unanimous at our last meeting. I just wanted to let you know and I had no knowledge that there would be people speaking tonight in favor or in opposition to this tonight. I do think that a point of correction is that it is not where the existing salt shed is, it's where the cul-de-sac is immediately adjacent to Stellos Stadium, is that correct?

Director Fauteux

Yes.

Commissioner Ackerman

Okay, there are 16 parking spots there and when that stadium is very full of activity and people are going down the ramp to go boating and things of that nature we are going to eliminate 16 parking spots. I thought we were going to increase the parking as a result of the shed moving, not the salt shed but some of the areas used where they are keeping the materials now for the barn, if you will, but I don't think it's going to be a factor of 2X. I am in full favor of Nashua having a skate park but I don't think this is the right spot for the city because I do think it's going to be a very congested area and I do have some concerns now.

Director Fauteux

I think it's very important...this skate park will likely be closed and not reopened if the Board doesn't approve this site because there is no other site. Our former economic development director, Tom Galligani, did an exhaustive search in the city and did not find another site. This is our last resort and this is a very popular skate park and it serves a need in this community and it is important that we approve this.

Mayor Donchess

The Board of Aldermen some years ago approved a development with Renaissance and the development agreement requires that the skateboard park be removed from in front of the Renaissance site and the objective there was to move the skateboard park with the funds that were accumulated in the reserve account to do so. People have worked very hard, Alderman Deane and others, to find an alternative location and this is what we came up with. In think in the end I don't think you could have used the Broad Street Parkway location because you would have to sell that parcel and give the money to the federal government because it was part of the federal funds that went to the Broad Street Parkway project. I think the director is correct in that it's either this or nothing and we have to get rid of the skateboard park pursuant to the agreement with Renaissance.

Alderman Deane

I think I'll start back to when the park was built. It was done more on a dare than anything else. I was not an elected official at the time. I applied for CDBG money and we had gotten some and built a ball field down by the boys club. We found that parcel over there and believe it or not, being that close to Manville it had no contamination so we built a park there. It's been very successful. It gives kids a place to go and the police liked it because they had them all in a cage and it was lit at night. The police department set up a good relationship with a lot of those kids. I still get e-mails from people who were skating there when they were kids whose kids are over there skating now. I wanted to correct a couple of things. Number one it's not Ward 4, it's in Ward 7. My father's name was Walter and he is dead and had nothing to do with it.

Mayor Donchess

You are referring to the fact that some people thinking that David Deane is your father as opposed to...

Alderman Deane

He's also a soccer coach in Amherst; I get those phone calls too. When the former economic development director was here we spent an inordinate amount of time on this and the GIS people and the assessing department, what we did is we had them go through and get a hold of every city parcel that was vacant and then we looked at the parcels and in most cases they were parts of subdivisions that were retention areas and some of them were contaminated beyond belief. There was one on the end of Echo Avenue by the church. The Mayor was right about the Broad Street Parkway property, all of that money would have to go back to the federal government. The Renaissance thing, the Board of Aldermen, by resolution, voted to give the BIDA the authority to take that parcel and market it and create some economic development in that blighted area, that's what they were tasked to do and that's exactly what they did. Looking back, should we have given them the authority; I mean it was a vote. I can look at votes taken by the Board of Aldermen that I don't agree with but once the vote is done it's done. There's no changing it because the majority rules. So we gave them authority to do that. There was talk about Renaissance making a contribution to it but that was never a part of any resolution, it was never part of any contract but there was a lot of public discussion about it. When the CSO work was done down there they cored a huge hole underneath that park. The pipe they put underneath there was huge. So I went out with a couple of people that sat on a committee and we gave them the sites that we had to look at. We looked at Broad Street where the old Fimbel Door used to be and it is latent with asbestos. We looked at the entrance to the Broad Street Parkway and there were concerns that were raised there as well as having to paying the money back to the federal government. Then we looked down at Riverside at three different sites and the one that was closest to the salt barn has an enormous amount of trash that would have to be moved so then you would have to get a hold of the DES and then we dug test pits and we were finding ledge and water. The contractor that I've been in touch with about doing construction at a new park; we sent him the prints and we showed him what the finding were. Then we went over to that cul-de-sac area and we did some tests bits and things are clean there, there's no trash; there is a knobs of ledge but it is down about 10 feet. I sent him that and without getting any geotechnical work down there that site seemed to fit. Now I know there are concerns and I met with Alderman LeBrun and Director Fauteux and Alderman LeBrun told me at the time that he had 35 to 40 people that were concerned so we wanted to set up a neighborhood meeting but it didn't happen, it's like he didn't want it to happen as far as I am concerned. I am not going to push the issue and when we sat and talk about it, it was like...

Alderman LeBrun

I would like to respond to that statement.

Alderman Deane

So that meeting didn't occur but the other thing with the public's right-to-know is that this legislation has been posted, meetings have been posted, it's been referred to public works and the Infrastructure Committee and is also on the Board of Aldermen agenda. It's been duly posted according to law. At the end of the day when we looked all of the different sites this site was most conducive to the relocation. I keep hearing that there all these other sites that are available and I would like to know where they are because we have gone all over the place. There is a limited amount of money although a half of million dollars seems like a lot of money, which it is, but if you are doing remediation work that can be gobbled up in a heartbeat. Do I wish we had to move it, no I don't, I would just assume add to it than remove it. This site, it is what it is, it's the best area and it's what we came up with and we did look at the three sites down there and one is contaminated and one is partially contaminated and the last one is not and that's where we rested in that last spot. Is it perfect, by no means but I think it fits in the area and I think it will be good and it's a good location.

Director Fauteux

I usually receive phone calls from people when they are unhappy and I have received a couple of phone calls regarding the new pop lane of West Hollis Street but I have not received, aside from Mrs. Johnson, I have not received any concerns at all from any resident regarding the skate park being relocated and I typically would if there were some opposition.

Alderman LeBrun

I feel the need to respond to a couple of things that Alderman Deane said. One thing is that he mentioned that they had looked at all different sites and this was the only feasible site. How many sites did you look at in Ward 5?

Mayor Donchess

We are really in a public comment session.

Alderman LeBrun

The other thing that he stated is that we had a meeting back in January and for some reason or other we didn't have another meeting and he said that there were various reasons which indicated that I didn't want another meeting and that is not so. The director can tell you that we e-mailed back and forth two or three times and for whatever reason I had to cancel at times and she had to cancel at times. It was not ever that we did not want another meeting. I just wanted to respond to that.

Ms. Johnson

First of all, I follow everything in this city and I knew nothing about this and I am very up on everything. As a matter of fact, I was shocked when the legislation came out; the resolution because then I went back and I did my research and I came into the draft in this meeting. That's the only way I knew about this. I had been talking to my Alderman who is Don LeBrun and he had been saying that he was trying to set up a meeting and the director cancelled and he cancelled. I find this very hard to believe that this is the only place and that nobody was contacted because if I didn't know about this then nobody knew about this. It seems like it was very hush hush, very secret and then I found out and called my Alderman and then he was going back and forth with this whole thing. I am going to stand up for my Alderman because he tried to make every attempt and he had told me that we were going to have a meeting with Ward people in May and the it was all cancelled. Every time he thought there was going to be a meeting it was cancelled. We, the people, and just remember that everybody who sits on these Boards are elected and I was elected at one time too. I was held

to a higher standard and I had to answer to my constituents because you get paid and the people who work for the city get paid by our citizens too. I have just about had it with this David Deane Park and now you are going to take out that little cul-de-sac. That place is a nightmare with traffic already and people didn't see it, take a good look at it on the weekends and see how crowded it is with people coming in and out with the boats and people walking their dogs. I'm a little concerned with that skateboard park, if it doesn't happen then it doesn't happen; let it go to Hudson or someplace, let someone else have the headache because I am tired of this with this city. It was in a good location and the city decided to sell the land. Well, before you decided to sell the land you should have done the investigation of where to put this park. Put it in the inner city, that's where the kids should be skateboarding and a lot of them probably come from the inner city and make it easier for them. Don't put them out on West Hollis Street and then figure out how to get there and then when you say that they skateboard at night and the lights are on, what about the people in the Pratt Home and if the Y wants it, let the Y put an addition on their building. I pay taxes and my taxes have gone up way too much and I'm tired of supporting all of this. Thank you.

Mayor Donchess

Does Alderman Deane have any comment?

Alderman Deane

Absolutely not.

Mayor Donchess

The motion before us is to recommend final passage of the resolution.

Commissioner Bergeron

Again, I have to support it. We have to sometimes trust the process. We just approved \$1 million for the landfill improvement because we know that's something that needs to be done and the homework has been done. This has been three years of people working on this. The past economic development director; it's not like we are just putting this out there. It was at our meeting and we have verbatim minutes now and we already voted for it and it went to the Board of Aldermen and now it's coming back to us. I would say no matter where we would put it we would have some concerns and I appreciate the folks that have some concerns but no matter where it was we would be hearing the same thing so after an exhaustive search of folks spending an enormous amount of time, this is what they have come up with and so for that reason I am going to support it and at the end of the day it's a park and I think it's important to the city. I would hate to see this eliminated; it has to move out of that site, that's the bottom line and there's nothing we can do about it. I was in favor of leaving it there; in fact, I had that conversation at one of the meetings. I said when I joined that committee why don't we just leave it where it is, I don't understand. Let's leave it there as long as we possibly can but they were looking at other sites. At the end of the day wherever it goes someone in the city is going to have concerns because pretty much everywhere in the city has a lot of stuff now. You can go to my Ward or any Ward, you have Greeley Park in Commissioner Pappas' ward, we inherited the high school and the round-a-bout out there and we have Lincoln Park and Navajo. There's not going to be a perfect site but I am going to support it. The people from the Y are in favor of it. If anybody has any concerns about it, it is literally directly across the street from the police department. I am going to trust the process and the people who worked on it for three years. I supported it the first time and I support it now.

Commissioner Moriarty

I also supported it the first time but my concern is that I was not aware that the residential public did not have the opportunity to weigh in on it so I don't know what the time table is for this to pass...is it possible to make an amended motion to table in order to give the opportunity for residents to weigh in on it?

Director Fauteux

It actually went before the Board of Aldermen for a first reading and tomorrow night it's going to the Infrastructure Committee so that is usually the opportunity that people will have to appear before that committee to express any concerns. Then it will go back to the full Board for final passage and it does have quite a few sponsors on the legislation, about eight or nine.

Mayor Donchess

So over time the city is gradually transitioning this area; what is now the public works garage into a recreation area with Stellos, the Y and now the skateboard park. I am sure in the end we will move the public works operation over to Burke Street enabling more recreational area near Stellos. I think overall we are reducing the congestion over there in the sense that once the public works functions have moved; the garage and the trucks and everything else and we make this purely recreational I think in the end we have reduced the traffic congestion. There has been a three year search and I don't think we are going to come up with another location; there are not really any alternatives.

Commissioner Ackerman

I appreciate everyone's comments, in particular Commissioner Bergeron who sat on the committee and I think trusting the process is the comment I appreciated. Mayor Donchess, at the time that we did our due diligence, was the property at Burke Street an option? I know there is a huge parking lot. I'm not suggesting that you throw that out there but was that even in the cards for the skateboard park?

Director Fauteux

There is not enough room in the footprint to put the skate park there because remember we have put the salt shed and we have some outside storage that we are going to need to put there for materials and then parking for maybe the school department and public works. Plus we would reserve the little bit of extra room to expand the wastewater treatment plant.

Mayor Donchess

Plus we are thinking that potentially the department functions for Greeley Park will be down there.

Director Fauteux

Correct.

Mayor Donchess

Is there any other discussion or questions? If not, all those in favor...

MOTION CARRIED: Majority, Pappas - Nay

Street Department

- A. **MOTION:** Commissioner Pappas to abolish one welder position and create an additional Mechanic I, 1st class position at the Street Department. Starting salary for this position is \$26.78 per hour for a yearly salary of \$55,702.40. Funding would be through: Department: 161 Street Department; Fund: General; Account Classification: 51-Salaries & Wages.

SECONDED: Commissioner Moriarty

Discussion:

Commissioner Pappas

Can mechanics do body work and light welding?

Director Fauteux

Yes.

Commissioner Pappas

So what is the difference between light welding and heavy welding?

Director Fauteux

We had two welding positions and the superintendent spoke with both of the fleet foremen and the fleet manager and decided that we could use a mechanic more than another welder and the mechanics can do so welding. I guess by light welding that would mean that they can't do that 75% of the time but they can do some welding as they are working on equipment.

Commissioner Pappas

So it has to do with the particular amount of time that they are welding?

Director Fauteux

Yes. This is just a better utilization of resources because we really don't have enough welding work full-time for two people.

Commissioner Bergeron

I like the idea that this was because someone was leaving the department. I like when we are not eliminating anybody's job but looking out for where we really need people.

MOTION CARRIED: Unanimously

Engineering Department

- A. **MOTION: Commissioner Pappas** to approve the Residential and Commercial Wastewater Service Permits and Fees as submitted.

SECONDED: Commission Moriarty

MOTION CARRIED: Unanimously

B. **MOTION: Commissioner Pappas** to approve Drainlayer's License for Gordon T. Burke & Sons, Inc., PO Box 497, North Conway, NH 03860, in accordance with Nashua City Code §255-19 Issuance of Drainlayer's License.

SECONDED: Commissioner Moriarty

MOTION CARRIED: Unanimously

C. **MOTION:** Commissioner Pappas to recommend and approve the selection of the color temperature (3000K or 4000k) for the light fixtures for use citywide in the LED Street Light Conversion Project.

SECONDED: Commissioner Moriarty

Discussion:

Commissioner Pappas

I just wanted to say that I thought how this thing was set up was absolutely terrific. It really looked like it took some work and having it posted for folks; I drove by several times and I got a lot of feedback and a lot of it was conflicting. I recognize how much work went into that and I think it's the right thing and I thank all of the folks from the public who weighed in on that.

Mayor Donchess

The motion as you expressed it did not designate 3,000K or 4,000K; you need to choose.

Commissioner Pappas

I prefer the 4,000K because you can see better and if I had to vote for just myself that would be my thought. In hearing from the public they would prefer the 3,000K on the more residential streets and the 4,000K on the thoroughfares.

Director Fauteux

We had fourteen residents respond and of those fourteen, eleven said they would prefer the 3,000K and three favored the 4,000K. I initially favored the 4,000K but the 3,000K is a warmer light and they now have a cost effective option and that was just available in early of 2016 and I think a lot of communities are going to move to it. There's only about a 5% to 8% decrease in illuminance when you move from 4,000K to 3,000K; it's negligible. Melrose, Salem, Gloucester, MA, have installed the 3,000K. Swampscott, North Hampton, Bristol and Barrington, RI, are looking at the 3,000K and I think now that there is no cost added and there's a comparable efficiency as measure in illuminance and it is a light that people tend to prefer because it's a little bit softer. It doesn't necessarily mean that it is shedding less light; it's just really the color. Initially I agreed with Commissioner Pappas to maybe do the 3,000 is the residential areas and the 4,000K on D.W. Highway and Amherst Street but I'm not sure that's even necessary now that there is only a 5% to 8% decrease between the two and we wouldn't have to stock two different lights. There have also been health studies, I don't want to focus too much on that but the AMA did come out with a health study that did strongly recommended using the 3,000K and a lot of the communities; Manchester and Derry for instance have 4,000K but I am hearing that they would have probably used the 3,000K if they had been available in 2015 when they did their LED conversion. The 3,000K lights have only become available in 2016.

Mayor Donchess

My concern with the 4,000K lights in the residential neighborhoods is that we have these examples of communities who have installed the 4,000K and get complaints and then replace them with the 3,000K. This happened in Davis, CA; Phoenix, AZ; and I think Gloucester started with the 4,000K. Also because the

predominant public opinion that we received as well is that people just feel better with the 3,000K, particularly in a neighborhood. Given the lack of a cost differential, to me, especially in the residential neighborhoods the 3,000K would work better.

Commissioner Pappas

I had sent an e-mail out over Facebook and a lot of the older people had really preferred the 4,000K and actually a first responder who actually has to see people's places at night likes the brighter one.

Alderman Siegel

I have no vote here but I want to clarify some things. You've got a lot of responses but it's not clear how much of this was generated by the echo chambers of social media; unfortunately there has been some information that has been put out there that is a little bit inaccurate. Director Fauteux's discussion about the illumination capacity is very important and if there is a softer light with an equivalent illum capacity then I think that's great. For me if people want a softer light that's fine, that's an esthetic preference but when people start talking about sleep cycles and sleep deprivation and problems associated with 4,000K light versus 3,000K light, based on not actually understanding the core study that was done at Tufts or Harvard in 2005. I read the AMA documents and the first document referred to a Google searched copulation of available research which included the aforementioned original research that was done on iPads and other reading devices used at night. That is not what a street light is about and the color temperature that was offending was in the 5,000K range and not the 4,000K range. The information that was provided on that social media echo chamber was unfortunately, interesting enough to convince people about an opinion but not factual enough to give them the correct basis for that opinion. My big issue all along has been that these are street lights and we are not out there trying to sleep under them, hopefully, and to the extent that they could prevent that it's a good thing. Given that we can properly light neighborhoods and satisfy the requirement that's fine but set the science discrepancies aside. I personally was strongly against you choosing the 3,000K where the light output was vastly different and potentially unsafe but now that's gone away my principal objection to 3,000K over 4,000K is gone especially with the price being the same. Let's accept it for the right reason and not some bogus science assumption.

Commissioner Ackerman

I happened to go down the street as was recommended by Director Fauteux and I don't know for sure which was 3,000K or 4,000K; I don't know but I can take an educated guess. The lights on the west side I thought weren't as deeply as bright. Was that the west side 3,000K and the east side 4,000K?

Director Fauteux

The west side was 3,000K.

Commissioner Moriarty

I was on Terry Street last night and to be honest with you I couldn't tell the difference. They were equally as bright in my opinion. I guess I would lean more towards the 3,000K since the public is making comment about that. I would be in favor of having the same all throughout the city.

Commissioner Bergeron

To Alderman Siegel's point, when you go on-line and see the social media and you see the AMA; it did appear that the light had more glare. I would be in favor of going with the 3,000K. We might put the 4,000K and end up wishing we put in the 3,000K after and then what. I think it's a sufficient amount of light and if you look at it

long enough you can't even tell; even my wife says she likes the 3,000K. You can find something on either side to make a case but it was the no cost that I liked. I agree that we don't want two different lightbulbs to Commissioner Moriarty's point.

MOTION: Commissioner Pappas to recommend and approve the selection of the color temperature of 3000K for the light fixtures for use citywide in the LED Street Light Conversion Project.

SECONDED: Commissioner Bergeron

MOTION CARRIED: Unanimously

D. **MOTION:** Commissioner Pappas to approve the use of the DW Hwy/Spitbrook Road Transportation Improvement funds for a contract with Electric Light Company from Cape Neddick Maine to install new vehicle detection (mostly video detection). Funding through the DW Hwy/Spitbrook Road Transportation Improvement funds: Department: 160 Admin & Engineering; Fund: Trust; Activity: 55 Other Services in the amount of \$51,300 and through Department 161 Street; Fund: Special Revenue; Activity: Paving of \$18,400, for a total contract award of \$69,700.

SECONDED: Commissioner Moriarty

Discussion:

Commissioner Bergeron

Is this the area that we are paving in?

Director Fauteux

Yes.

Commissioner Bergeron

So basically when we go out there and pave we destroy vehicle detection. Do we figure the cost in this in the paving; do we know that ahead of time?

Mr. Steve Dookran, City Engineer

That's correct. We typically would account for all of the work to be done including traffic loops and normally when we go through, because we are milling you are going to be removing those loops and the program will replace the loops. In this case, because we have so many of those it was determined that it is better to use the cameras, the video detection instead; it's a better control and we have a lot of experience with the detection. We had some funds available in that corridor so we made a decision to go with the video detection instead of just replacing the loops. We took the funds out of the paving program that were intended for replacing the loops to purchase for the video detection.

Commissioner Bergeron

With regard to that area, do we have any idea of a completion date? A lot of people have been concerned about traffic and we've said well we need to pave the roads and there's never a good time to pave the roads whether it's day or night.

Mr. Dookran

We did some last night and the night before and we have some more to do and the process after that is to raise the catch basins and manholes before we do the final paving and stripes. It will be a few weeks out before we do the final paving.

Commissioner Bergeron

But there won't be any disruption of traffic, that's going to be done during the day and there will not be any more night work I guess, other than the final paving?

Mr. Dookran

Even the structures will be done at night, yes.

MOTION CARRIED: Unanimously

E. **Informational: MOTION:** Commissioner Pappas to accept and place on file the 2016 Paving Program Update

SECONDED: Commissioner Moriarty

Discussion:

Commissioner Ackerman

Mr. Chair, with regard to the Broad Street area, I know a lot of work is going on there, it indicates on the status update that there are plans to final pave between July and October. Since that is a pretty main thoroughfare for the northwest part of Nashua, is there any way to prioritize that since it's being done in July or early August so we are moving the complications with the increased traffic as a result of school starting up again like we had on Manchester Street?

Mr. Dookran

Like D.W. Highway it is a priority. We don't mill them and leave them like that. We continue to raise the structures and get them ready for final paving. The goal is to get Broad Street done before school reopens.

Commissioner Ackerman

It sounds like it will go on for a few weeks.

Mr. Dookran

Yes, the schedule depends on the contractor. They are doing work in a number of communities and they have to move their equipment from one place to the other. It depends on when they are available.

MOTION CARRIED: Unanimously

F. **MOTION:** Commissioner Pappas to approve the vendor contract for the purchase of lights and poles for the Nashua Heritage Rail Trail to Consolidated Electrical Distributors Inc. of Manchester, NH for the amount of \$87,288.00. Funding will be through Department 177 Parks & Recreation; Fund: CIP; Activity: Rail Trail Lighting

SECONDED: Commissioner Moriarty

Discussion:

Commissioner Pappas

I hope it is not a waste like it was the last time.

Mayor Donchess

I think we are pretty confident that this will be different.

Director Fauteux

These are very similar fixtures but not the same magnitude but the same brand that we used on Main Street. I am very confident.

Mayor Donchess

These will be hard wired.

Director Fauteux

These are electric, not solar lights.

Commissioner Moriarty

Those leave a carbon footprint.

Mayor Donchess

Well, we will just walk to work and we will make up for it.

Commissioner Pappas

What about vandalism?

Director Fauteux

We've thought about that and our operations manager has made sure that won't happen. We have the right type of lights. That won't happen, I mean as much as we can prevent it.

Commissioner Pappas

I hope so because that's a lot of money.

Commissioner Moriarty

Director Fauteux, does this contract include the bulbs?

Director Fauteux

No. The bulbs will come with them but not replacements, the city will be responsible for that.

MOTION CARRIED: Unanimously

Wastewater Department

- A. **MOTION:** Commissioner Pappas to approve the User Warrants as presented.
SECONDED: Commissioner Moriarty
MOTION CARRIED: Unanimously
- B. **MOTION:** Commissioner Pappas to approve the selection of Ms. Krysten G. Gosztyla of Londonderry, NH to the position of Analytical Chemist at the Wastewater Treatment Plant. Starting salary for this position will be \$43,506 per year. Funding will be through: Department: 169 Wastewater; Fund: Wastewater; Account Classification: 51 Salaries & Wages.
SECONDED: Commissioner Moriarty
MOTION CARRIED: Unanimously
- C. **MOTION:** Commissioner Pappas to approve the contract to Woodard & Curran for professional services for a preliminary study and report on needed upgrades to the NWTF potable water booster station in the amount of \$17,500. Funding will be through: Department: 169 Wastewater; Fund: Wastewater; Account Classification: 53 Professional and Technical Services.
SECONDED: Commissioner Moriarty
MOTION CARRIED: Unanimously
- D. **MOTION:** Commissioner Pappas to approve the design phase services for the Air Handler Upgrades project to Wright Pierce of Topsham, ME in the amount not to exceed \$67,093. Funding will be through: Department: 169 Wastewater; Activity: Control Building HVAC Upgrades.
SECONDED: Commissioner Moriarty

Discussion:

Commissioner Moriarty

Can I ask the superintendent to speak to this?

Mr. David Simmons, Superintendent of Wastewater

We had to replace one of the air handling units in the grid building as part of the letter that we received from the DES in the fall of 2014. The unit itself was totally unusable and they don't make the units anymore and then when we started looking around at the other air handler units we found other units that were in the same condition so rather than just piecemealing it together we decided to do get it all done at the same time.

MOTION CARRIED: Unanimously

Parks & Recreation

- A. **MOTION:** Commissioner Pappas to approve the purchase of a 2016 Toro Groundmaster 3505-D mower from Turf Products Corporation of Enfield, CT for the price of \$27,626.76 pursuant to the Massachusetts State Contract #FAC71. Funding will be through Department: 177 Parks and Recreation; Fund: Trust; Activity: CERF
SECONDED: Commissioner Moriarty
MOTION CARRIED: Unanimous

- B. **MOTION:** Commissioner Pappas to approve the purchase of roadside and trail mowing services from the low bidder Kohl Farms of Chelmsford, MA for an amount not to exceed \$26,000. Funding for this purchase will be from Department: 177 Parks and Recreation; Funds: General and Trust; Account Category: 53 Professional Services \$22,000, Department: 169 Wastewater; Fund: Wastewater; Account Category: 55 Other Purchased Services \$4,000.
SECONDED: Commissioner Moriarty

Discussion:

Commissioner Ackerman

Why is this service that we need to outsource as opposed to doing it in-house?

Director Fauteux

We don't have the equipment to be able to do this. We could purchase it but really don't have the time to take the additional work on.

MOTION CARRIED: Unanimously

- C. **MOTION:** Commissioner Pappas to approve the purchase of Integration Carousel for the Legacy Playground at Labine Park from the sole source vendor Goric Marketing Group USA of Belmont, MA in the amount of \$50,715. Funding will be \$50,715 through Department: 177 Parks and Recreation; Fund: General; Activity: Labine Park.
SECONDED: Commissioner Moriarty
MOTION CARRIED: Unanimously

Solid Waste

- A. **MOTION:** Commissioner Pappas to approve the purchase of engineering services at the City's landfills by Sanborn Head and Associates of Concord, NH for FY17 not to exceed \$80,000. Funding will be through: Department: 168 Solid Waste; Fund: Solid Waste; Account Classification: 53 Professional and Technical Services
SECONDED: Commissioner Moriarty
MOTION CARRIED: Unanimously

Commissioners Comments

Commissioner Bergeron

I received a thank you e-mail from Mr. Price thanking Superintendent Caggiano and the staff for the work that they have done. They have done a lot of work on those Pickleball courts. It's primarily that are seniors that are playing but not on a national level; it's a big thing across the country and overseas as well. We have some of the premier Pickleball courts.

Commissioner Ackerman

Just an observation, with regard to 111, and the left hand lane going into Ledgewood Hills. I think it's a big improvement and I do think that we need to give it time to proceed before we make drastic changes moving forward. I have seen a huge improvement. I live immediately off to the other side of the neighborhood on Woodcrest Drive and I do think it's going to be an adjustment because what we had before was a raceway to

get to that single lane. Now we have an opportunity where we are not going to get side swiped by another vehicle so my hat's off, you did a great job.

Mayor Donchess

It seems no matter what approach is taken there are some people who are unhappy.

Director Fauteux

We tried to take the feedback of most of the residents and that's what we came up with. We all feel that it is probably the safest alternative although it will take a little bit of an adjustment.

Commissioner Bergeron

I wanted to thank all of the staff for the Public Works Night over at Holman Stadium. The superintendents and the staff take great pride in their work. I spoke with a lot of the guys that were with the trucks and we had great discussions. One comment that I did have moving forward is that I did like doing it in conjunction with the Silver Knights that in order for folks to access the table that they would have had to of purchased a ticket. Maybe we could tie that in somehow to Summer Fun or something or get some donations and give away some tickets to the public.

There is also a newly formed Strategic Planning Committee and by City Ordinance as the Vice Chairman of this committee I am on it or a designee. Alderwoman Melizzi-Golja is the Chair and I believe Alderman Dowd is the Vice Chair and we had our first meeting last week. It brought a lot of different departments together, public works, Mark Cookson who is the Chairman of the Infrastructure Committee, one of the commissioners from the police department and a trustee from the library. If any of you are interested in serving, by ordinance it is me but if anyone else is interested we can do that as well. The next meeting will be in September.

Commissioner Ackerman

Kudos to the Park & Recs Department for running a phenomenal 4th of July event in the morning for the children and then in the evening for the fireworks. Under Nick Caggiano's supervision they did a great job.

Administration

- A. **MOTION:** Commissioner Pappas to approve the relocation of the sculpture that was in front of Elm Street School to the City property adjacent to the entrance to the Four Hills Landfill.
- SECONDED:** Commissioner Moriarty

Discussion:

Commissioner Bergeron

Why are we moving this?

Director Fauteux

It's been there for two or three years. The superintendent of schools, Mark Conrad, expressed some concern with the safety of it. Kids were using it as a balance beam so he asked the Mayor's office and asked if it could be moved. I spoke with Kathy Hersh and that was her suggestion and I thought it was a decent one.

Mayor Donchess

One student who climbed on it fell and broke his arm so the superintendent felt strongly that it should be moved.

Commissioner Pappas

We should think of that in the future when we are locating this stuff.

MOTION CARRIED: Unanimously

B. Informational: Update on Burke Street Building

Director Fauteux

We don't have a huge update right now but we did decide to move forward with just to get a better handle on what this project is going to cost with programming so we are currently negotiating a proposal right now which is very lengthy. My hope is that we can have a special meeting and we will have more for you in a week or two.

Mayor Donchess

We also need to have a workshop covering the paving and the enterprise fund.

Director Fauteux

That will be sometime in August.

Mayor Donchess

Hopefully as soon as possible.

Director Fauteux

And the wastewater rate study.

Commissioner Pappas

Is that going to be all in one?

Director Fauteux

No.

Commissioner Pappas

Will the Chief Financial Officer be at the one about the enterprise fund?

Mayor Donchess

Yes.

Director Fauteux

We will probably combine the wastewater rate study and the discussion about solid waste as an enterprise fund and then the programming but the paving will be separate.

Commissioner Bergeron

With regard to Burke Street, the director, Andy Patrician and Alderman Deane in addition to John Vancor, are spending a tremendous amount of time on this. I am a liaison to the group and it has proven to be a lot more than what was expected. Thank you to everyone; Alderman Deane has worked very hard.

C. **Informational:** Director's Report

Director Fauteux

We discussed earlier the Rail Trail lighting which will go from Pine to Eaton Street; we will get those ordered and hopefully installed, that will be a big improvement.

This is the Whipple Street parking. UPS has agreed to allow us to use their new parking lot which is going to be a really big help. The city engineer is going to plan pretty soon for us to increase the parking spaces on Whipple Street.

We are going to be putting the XD pattern that we have currently on Manchester Street in front of Mt. Pleasant on the Concord Street crosswalks and we are currently paving to prepare for that.

This is a picture of the 2016 paving program on Broad Street.

On June 18th, the Mine Falls activities including putting the erosion bars along the canal.

The construction is coming along nicely at Labine. We hope to be done by mid-September.

The summer camp season is in full swing and we are getting a lot of positive feedback about it.

Commissioner Ackerman spoke of the July 4th fireworks; it was a big success at Holman Stadium.

The Spartans Drum & Bugle Corp. performed at the July 4th celebration and the fireworks were great. We were very nervous with the new company but it turned out great.

These are some trees that were planted on High Street as part of our Tree Streets program. We have 50 more trees to be planted in the Tree Street neighborhood.

We had tours of the Gate House at Mine Falls Park on July 7th.

On July 16th we had the Fairytale Festival which was a huge success. We had about 2,500 kids. It's really pretty to see all of the kids dressed up. This years' theme was super heroes.

This is a picture of Public Works night. Nick and Diane really put it all together and it's great to showcase what we do.

These are the signs that I was referring to earlier that are going to be posted at all of the entrances to Mine Falls Park which shows the ordinance regarding dogs being leashed. Hopefully it will help.

This is just some examples of our equipment. We are starting to do some inspections and repairs.

One of our message boards was struck while on display on Panther Drive but it is repairable so we will fix it.

This is a picture of repaving the shoulder on Federal Hill and this is crosswalk paving on Concord Street with the XD pattern.

We had responded to a report of a sink hole and we found a failed sewer main and we repaired that on Harvard Street. We also had a Main Street sink hole repair as there was a breach in the old sewer main.

You may have heard that two mast arms were actually struck at the intersection of Amherst Street and Charron Street on July 3rd. The superintendent really did a great job organizing the effort because that could have been a very dangerous situation.

This is the intersection that we have been talking about on West Hollis, we added some additional turn lane arrows; quite a few but it is pretty clear now.

This is a picture of the required mowing we do every year at the landfill and we painted the crosswalks in the landfill.

The last thing is that we have our household hazardous waste collection day on Saturday, August 6th from 8:00 a.m. to 12:00 noon at the Street Department garage and for \$10.00 per vehicle you can dispose of up to 10 gallons or 20 pounds of material.

D. **MOTION:** Commissioner Pappas to enter into a nonpublic session under RSA 91-A:3, II (c) for consideration of matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting.

SECONDED: Commissioner Moriarty

MOTION CARRIED: Roll Call; Unanimously

E. **MOTION:** Commissioner Pappas to approve the relocation of the Collection System Operators positions and the Collection System Technicians to the Wastewater Department. Funding through Department: 169 Wastewater; Fund: Wastewater; Account Classification: 51 Salaries and Wages.

SECONDED: Commissioner Moriarty

MOTION CARRIED: Unanimously

F. **MOTION:** Commissioner Pappas to approve the elimination of a Street Foreman Position at the Street Department, create a Wastewater Foreman position at the Wastewater Department, and assign Jason Hayden of Gilford, NH to the position of Wastewater Foreman, Wastewater Department. Starting salary for this position will be \$30.24 per hour for a yearly salary of \$62,908. Funding will be through: Department: 169 Wastewater Department; Fund: Wastewater; Account Classification: 51-Salaries & Wages.

SECONDED: Commissioner Moriarty

MOTION CARRIED: Unanimously

Commissioner Pappas motioned to adjourn.

Commissioner Moriarty seconded the motion.

Meeting adjourned at 7:40 p.m.