

Meeting is being conducted remotely in accordance with Governor’s Emergency Order #12 pursuant to Executive Order 2020-04

Call in Number: (515) 604-9094 Access Code: 355-211-880

If anybody has a problem accessing the meeting via phone or Channel 99, please call 603-821-2049 and they will help you connect.

- 1. PRESIDENT LORI WILSHIRE CALLS ASSEMBLY TO ORDER
- 2. PRAYER OFFERED BY CITY CLERK SUSAN K. LOVERING
- 3. PLEDGE TO THE FLAG LED BY ALDERMAN JUNE M. CARON
- 4. ROLL CALL
- 5. REMARKS BY THE MAYOR
- 6. RESPONSE TO REMARKS OF THE MAYOR
- 7. RECOGNITIONS
- 8. READING OF MINUTES OF PREVIOUS MEETINGS

Board of Aldermen..... 04/14/2020

- 9. COMMUNICATIONS REQUIRING ONLY PROCEDURAL ACTIONS AND WRITTEN REPORTS FROM LIAISONS

From: Dan Hudson, City Engineer
Re: Review of Petition for Street Discontinuance – Portion of Palm Street

- 9(a). PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS EXPECTED TO BE ACTED UPON THIS EVENING

From: Laurie Ortolano
Re: Communication for public input – concerned by the lack of communication from both boards regarding staffing and manpower in our city government

Keeping in mind the health and safety of our residents and employees, we are requesting that if you wish to speak on agenda items, you submit your comments via e-mail which will be accepted and placed on file with the minutes of the meeting. Please e-mail your comments to: BOA@nashuanh.gov

- 9(b). COMMUNICATIONS REQUIRING FINAL APPROVAL

From: Mayor Jim Donchess
Re: Contract Award for FY21 Unleaded Fuel Contract – City of Nashua - multi-year contract in an estimated amount of \$337,986 to Global Montello Group Corp.; one year with a one (1) year extension available

From: Mayor Jim Donchess
Re: Contract award for 2019 CIPP Program – Change Order 2 - in the amount of \$1,500,000 to Kenyon Pipeline Inspection

From: Mayor Jim Donchess

Re: Contract award for turbine, generator, and controls for Jackson Falls turbine replacement in the amount of \$1,271,700 to Mavel Americas, Inc.

PETITIONS

NOMINATIONS, APPOINTMENTS AND ELECTIONS

10. REPORTS OF COMMITTEE

Committee on Infrastructure.....	02/26/2020
Finance Committee.....	04/15/2020
Budget Review Committee.....	04/16/2020
Budget Review Committee.....	04/20/2020
Human Affairs Committee.....	04/21/2020

11. CONFIRMATION OF MAYOR'S APPOINTMENTS

UNFINISHED BUSINESS – RESOLUTIONS

R-20-018

Endorsers: Alderman June M. Caron
Alderman-at-Large Michael B. O'Brien
Alderman Patricia Klee
Alderswoman Shoshanna Kelly
Alderman Richard A. Dowd
Alderman Thomas Lopez
Alderman-at-Large David C. Tencza
Alderman Jan Schmidt
Alderswoman Linda Harriott-Gathright
Alderman-at-Large Lori Wilshire

RELATIVE TO THE TRANSFER OF \$25,000 FROM DEPARTMENT 194 "CONTINGENCY", ACCOUNT 70100 "GENERAL CONTINGENCY" TO DEPARTMENT 109 "CIVIC & COMMUNITY ACTIVITIES", ACCOUNTING CLASSIFICATION 56 "OUTSIDE AGENCIES" FOR THE PURPOSE OF PROVIDING FUNDING TO THE NASHUA ASSOCIATION FOR THE ELDERLY

- Budget Review Committee recommends: Final Passage

R-20-019

Endorsers: Mayor Jim Donchess
Alderman-at-Large Michael B. O'Brien
Alderman Patricia Klee
Alderswoman Shoshanna Kelly
Alderman Richard A. Dowd
Alderman Thomas Lopez
Alderman-at-Large David C. Tencza
Alderman-at-Large Brandon Michael Laws
Alderman Skip Cleaver
Alderman-at-Large Lori Wilshire

AUTHORIZING THE CITY OF NASHUA TO ENTER INTO CONTRACTS WITH NASHUA COMMUNITY COLLEGE, RIVIER UNIVERSITY, TOWN OF HUDSON, TOWN OF MERRIMACK AND THE PLUS COMPANY FOR TRANSIT SERVICES

- Budget Review Committee recommends: Final Passage

R-20-020

Endorsers: Mayor Jim Donchess
Alderman-at-Large Michael B. O'Brien
Alderman Patricia Klee
Alderman Richard A. Dowd
Alderman June M. Caron

Alderman Thomas Lopez
Alderman Jan Schmidt
Alderman Skip Cleaver
Alderwoman Linda Harriott-Gathright

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$69,566 FROM THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF TRANSPORTATION INTO TRANSIT GRANT ACTIVITY "FEDERAL TRANSIT AUTHORITY ("FTA") OPERATING GRANT"

- Human Affairs Committee recommends: Final Passage

R-20-025

Endorsers: Mayor Jim Donchess
Alderman-at-Large Michael B. O'Brien, Sr.
Alderman Jan Schmidt
Alderman Richard A. Dowd
Alderwoman Linda Harriott-Gathright

RELATIVE TO THE APPROVAL OF FUNDING FOR THE REBUILD OF THE SOLID WASTE CAT COMPACTOR FROM THE CAPITAL EQUIPMENT RESERVE FUND ("CERF") DURING FY2020 IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS (\$500,000)

- Budget Review Committee recommends: Final Passage

R-20-028

Endorsers: Mayor Jim Donchess
Alderman-at-large Michael B. O'Brien, Sr.
Alderman-at-large David C. Tencza
Alderman Richard A. Dowd
Alderman Linda Harriott-Gathright
Alderman Patricia Klee

AUTHORIZING THE CITY OF NASHUA TO ENTER INTO A MASTER DEVELOPMENT AGREEMENT WITH LANSINGMELBOURNE GROUP, LLC.

- Budget Review Committee anticipated recommendation: Final Passage

R-20-029, Amended

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

RELATIVE TO ACCEPTING CDBG FUNDING UNDER THE 2020 CARES ACT; AMENDING THE FY2020 HUD ANNUAL ACTION PLAN TO REPROGRAM EXISTING CDBG FUNDING; AND CREATE A COVID-19 IMPACT PROGRAM

- Human Affairs Committee recommends: Final Passage as Amended

UNFINISHED BUSINESS – ORDINANCES

TABLED BUSINESS

NEW BUSINESS – RESOLUTIONS

R-20-030

Endorser: Mayor Jim Donchess
RELATIVE TO THE TRANSFER OF \$10,000 WITHIN DEPARTMENT 156 "EMERGENCY MANAGEMENT", FROM ACCOUNT 54407 "SOFTWARE MAINTENANCE" TO ACCOUNT 51300 "PAYROLL - OVERTIME"

R-20-031

Endorser: Mayor Jim Donchess

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$122,122 FROM THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF JUSTICE INTO POLICE GRANT ACTIVITY "2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING (CESF) PROGRAM"

R-20-032

Endorser: Alderman Richard A. Dowd

APPROVING THE COST ITEMS OF SIDEBAR AGREEMENTS BETWEEN THE NASHUA POLICE COMMISSION AND THE NASHUA POLICE PATROLMAN'S ASSOCIATION AND THE NASHUA POLICE SUPERVISOR'S ASSOCIATION REGARDING VACATION CARRYOVER

R-20-033

Endorser: Mayor Jim Donchess

AUTHORIZING THE MAYOR TO EXECUTE A CONFIRMATORY DEED TO PENNICHUCK WATER WORKS

R-20-034

Endorsers: Mayor Jim Donchess

Alderman Richard A. Dowd

APPROVING THE COST ITEMS OF SIDEBAR AGREEMENTS BETWEEN THE NASHUA BOARD OF POLICE COMMISSIONERS AND THE FIVE NASHUA POLICE DEPARTMENT UNIONS REGARDING A POLICE DEPARTMENT RECRUITING INCENTIVE

NEW BUSINESS – ORDINANCES

PERIOD FOR GENERAL PUBLIC COMMENT

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Committee announcements:

ADJOURNMENT



THE CITY OF NASHUA

Division of Public Works

Engineering Department

"The Gate City"

Memorandum

Date: March 2, 2020

To: Lori Wilshire, President Board of Alderman

From: Daniel Hudson, P.E., City Engineer 

CC: Board of Alderman
Lisa Fauteux, Director of Public Works
Mark Jennings, City Surveyor

Subject: Petition for Street Discontinuance - Portion of Palm Street

The Engineering Department has reviewed the "Proposed Palm Street Discontinuance" package sent to the Board of Alderman from Maynard & Paquette under letter dated January 9, 2020.

The Engineering Department along with the Street Department finds that the proposed discontinuance of the section of Palm Street leaves no area for the City of Nashua to dispose of snow removed from Palm Street. Currently, snow is pushed to the end of the street. The concept plan also shows no snow storage areas on the lots that are to be created on the site.

We also find that the "Street Discontinuance Plan" dated November 27, 2019 is deficient in that it lacks abutter information (Book/Page), existing utilities and proposed bounds.

April 20, 2020

To: Board of Aldermen
Budget Review Committee Members

Good Morning,

I would like this email to be communication for public input. I am concerned by the lack of communication from both boards regarding staffing and manpower in our city government.

There have been some email communication from Aldermen and City officials that indicate that all employee working from home are performing their duties to the full extent of their job descriptions. This is an unreasonable summary.

Some of our City employees have job description whose work is dependent on customer service. Additionally, I believe we have management and supervisory positions within City Hall that should be closely reviewed and reduced.

At the last Budget review meeting, Alderman Dowd asked about costs saving in building utilities. The Mayor commented that those savings would amount to little as 80% of the budget is employees. Why are the Boards not asking for manpower reductions?

One City official wrote in an email that union contracts would be an obstacle to paying partial pay to employees and that many employees were working 7 days a week because of the COVID issue. Many employees is not ALL employees? Have the Boards asked for a workload list for all employees? Certainly, each department head could produce that report. Why is furloughing not an option?

Discussions I would like to hear at the Board table would include:

- Furloughing employees
- Reducing Management and supervisors
- Estimates in writing of the potential revenue reduction
- The impact of COVID on funding the self-insured city health care system
- How many employees eligible for the high deductible plan have signed up for that plan. (I don't know the exact date of the enrollment period.
- Is the City willing to eliminate the high interest late fees for delinquent tax payments?
- I read an article in the Union Leader about the City funding a program (COVID-19 Impact Program), similar to Manchester to assist small businesses. The Mayor sent a letter to the Human Affairs committee on April 13, 2020 regarding this program. As loans are granted, will this information be public? Are downtown business given preferential or priority treatment and what other opportunity zones do we have? (This information has

been provided to the Human Affairs Committee for their April 21, 2020. The link to the Opportunity Zone in the memo is down and cannot be accessed.)

I am very aware of the State's concerns with the loss of revenue and funding for the Cities. I am even more aware of the personal family budget cuts because of job loss and financial hardship, but I am unaware of City official's efforts to reduce the budget to deal with the high unemployment, loss of business, and hardship brought on by COVID-19.

Within two weeks of this pandemic, private companies made painful decisions to furlough or layoff workers because their survival, and any chance to restart or reopen, depended on quick action. City's have a lot of inertia, but I would hope, as the 2021 budget is under development, we would look carefully at all positions and essential spending.

Laurie Ortolano
41 Berkeley St.

Jim Donchess

Mayor • City of Nashua

To: Board of Aldermen

From: Jim Donchess

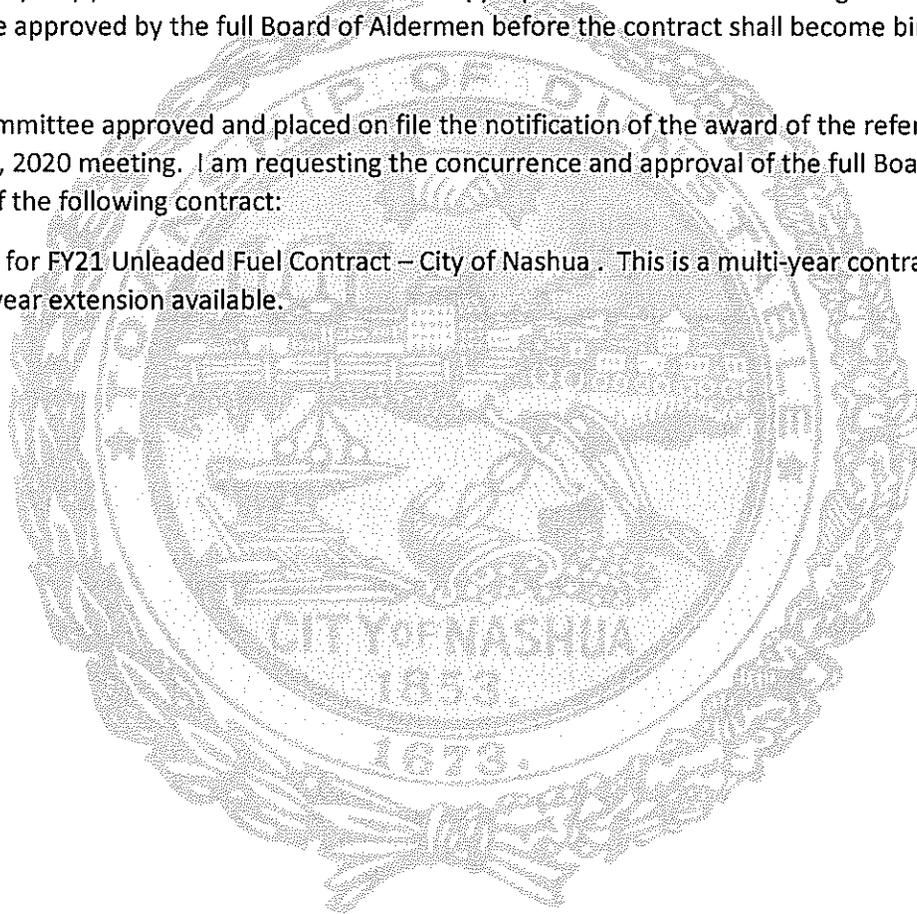
Date: 4/16/2020

Re: Contract Award for FY21 Unleaded Fuel Contract – City of Nashua

Pursuant to NRO § 5-74 (B), which states that a contract that extends from the current fiscal year into succeeding fiscal year(s) in which no funds have been appropriated nor otherwise designated for this purpose shall be approved by the full Board of Aldermen before the contract shall become binding on the City.

The Finance Committee approved and placed on file the notification of the award of the referenced contract at their April 15, 2020 meeting. I am requesting the concurrence and approval of the full Board of Aldermen for the award of the following contract:

Contract Award for FY21 Unleaded Fuel Contract – City of Nashua . This is a multi-year contract. One year with a one (1) year extension available.





THE CITY OF NASHUA

Financial Services

Purchasing Department

"The Gate City"

March 26, 2020

Memo #20-092

TO: MAYOR DONCHESS
FINANCE COMMITTEE

SUBJECT: FY21 UNLEADED FUEL CONTRACT – CITY OF NASHUA (VALUE ESTIMATED
\$337,986)
DEPARTMENT: 186 TRANSPORTATION; FUND: VARIOUS DEPARTMENT'S
GENERAL FUNDS AND GRANT FUNDS

Please see attached communication to Mayor Jim Donchess from Camille Pattison, Transportation Manager, dated March 18, 2020 for information related to this contract award.

Pursuant to **§ 5-78 Major purchases (greater than \$10,000)** A. All supplies and contractual services, except as otherwise provided herein, when the estimated cost thereof shall exceed \$10,000 shall be purchased by formal, written contract from the lowest responsible bidder, after due notice inviting bids.

The Transportation Manager and the Purchasing Department recommend the award of the contract with an estimated amount of **\$337,986** to **Global Montello Group Corp. of Waltham, MA.**

Respectfully,

Dan Kookan
Purchasing Manager

Cc: C. Pattison J. Graziano

Jim Donchess

Mayor • City of Nashua

To: Board of Aldermen

From: Mayor Jim Donchess

Date: 4/16/2020

Re: Contract award for 2019 CIPP Program – Change Order 2

NRO § 5-90 (E) states that approval by the Finance Committee of a contract award in excess of \$1,000,000 shall be submitted to the full Board of Aldermen at its next regularly scheduled meeting for final approval prior to award of the contract.

The Finance Committee approved and placed on file the notification of the award of the referenced contract at their April 15, 2020 meeting. I am requesting the approval of the full Board of Aldermen for the award of the following contract, which is over \$1,000,000.

Contract for 2019 CIPP Program – Change Order 2. Included is the Purchasing Manager's Memo #20-095 regarding the award of this contract to the Finance Committee dated April 9, 2020. The total contract award for this Change Order 2 is \$1,500,000.

Cc

Donna Graham, Legislative Affairs Manager



THE CITY OF NASHUA

Administrative Services

Purchasing Department

"The Gate City"

April 9, 2020
Memo #20-095

TO: MAYOR DONCHESS
FINANCE COMMITTEE

SUBJECT: 2019 CIPP PROGRAM – CHANGE ORDER 2 (VALUE: \$1,500,000)
DEPARTMENT: 169 WASTEWATER; FUND: BOND

Please see the attached communication from Daniel Hudson, P.E., City Engineer, dated April 8, 2020 for information related to this contract.

Pursuant to **§ 5-78 Major purchases (greater than \$10,000)** A. All supplies and contractual services, except as otherwise provided herein, when the estimated cost thereof shall exceed \$10,000 shall be purchased by formal, written contract from the lowest responsible bidder, after due notice inviting bids.

The City Engineer, Board of Public Works (April 8, 2020 BPW meeting) and the Purchasing Department recommend the approval of Change Order 2 in an amount of **\$1,500,000** to **Kenyon Pipeline Inspection of Queensbury, NY.**

Respectfully,

Dan Kookan
Purchasing Manager

Cc: D Hudson L Fauteux

Jim Donchess

Mayor • City of Nashua

To: Board of Aldermen

From: Mayor Jim Donchess

Date: 4/16/2020

Re: Contract for Mavel Turbine, Generator, and Controls for Jackson Falls Turbine Replacement

NRO § 5-90 (E) states that approval by the Finance Committee of a contract award in excess of \$1,000,000 shall be submitted to the full Board of Aldermen at its next regularly scheduled meeting for final approval prior to award of the contract.

The Finance Committee approved and placed on file the notification of the award of the referenced contract at their April 15, 2020 meeting. I am requesting the approval of the full Board of Aldermen for the award of the following contract, which is over \$1,000,000.

Contract for Mavel Turbine, Generator, and Controls for Jackson Falls Turbine Replacement. Included is the Purchasing Manager's Memo #20-099 regarding the award of this contract to the Finance Committee dated April 9, 2020. The total contract purchase value is \$1,271,700.

Cc

Donna Graham, Legislative Affairs Manager



THE CITY OF NASHUA

Administrative Services

Purchasing Department

"The Gate City"

April 9, 2020
Memo #20-099

TO: MAYOR DONCHESS
FINANCE COMMITTEE

SUBJECT: CONTRACT FOR MAVEL TURBINE, GENERATOR, AND CONTROLS FOR JACKSON
FALLS TURBINE REPLACEMENT (VALUE \$1,271,700)

DEPARTMENT: 170 HYDROELECTRIC OPERATIONS; FUNDS: BOND

Please see attached communication from Sarah Marchant, Community Development Division Director, dated April 3, 2020 for information related to this contract award.

Pursuant to **§ 5-78 Major purchases (greater than \$10,000)** A. All supplies and contractual services, except as otherwise provided herein, when the estimated cost thereof shall exceed \$10,000 shall be purchased by formal, written contract from the lowest responsible bidder, after due notice inviting bids.

The Community Development Department, Hydroelectric Operations and the Purchasing Department recommend the award of this contract to **Mavel Americas, Inc. of Boston, MA** in an amount of **\$1,271,700**.

Respectfully,

Dan Kookan
Purchasing Manager

Cc: S. Marchant J. Graziano



RESOLUTION

**RELATIVE TO ACCEPTING CDBG FUNDING UNDER THE 2020 CARES ACT;
AMENDING THE FY2020 HUD ANNUAL ACTION PLAN TO REPROGRAM
EXISTING CDBG FUNDING; ~~AND TO~~ CREATE A COVID-19 IMPACT PROGRAM;
and AMEND THE CITIZEN PARTICIPATION PLAN TO RESPOND TO COVID-19**

CITY OF NASHUA

In the Year Two Thousand Eighteen

RESOLVED by the Board of Aldermen of the City of Nashua

WHEREAS the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) included additional funding to be distributed pursuant to section 106 of the Housing and Community Development Act of 1974 (42 U.S.C. 5306) to grantees that received allocations pursuant to that same formula in fiscal year 2020; and

WHEREAS the City shall receive an additional award of \$390,913 from the U.S. Department of Housing and Urban Development (HUD) to prevent, prepare for, and respond to coronavirus; and

WHEREAS the City also wishes to amend its FY2020 HUD Annual Action Plan by reprogramming existing CDBG funds to prevent, prepare for, and respond to coronavirus; and

WHEREAS the CARES Act contains provisions to allow grantees to utilize expedited procedures to prepare, propose, modify, or amend its statement of activities for grants from amounts made available under CARES Act as well as funding under our FY2020; and

WHEREAS the City further wishes to create a new program to respond to the economic impact of the coronavirus utilizing these CDBG funds and other resources available to the City.

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the City of Nashua that the COVID-19 Impact Fund Program shall be created to assist in the stabilization of existing small businesses and non-profits within the City that have had significant disruption due to the impact of COVID-19, consistent with the published guidelines for said new Program;

BE IT FURTHER RESOLVED that the CDBG CARES Act funding of \$390,913 shall be accepted and allocated to the COVID-19 Impact Fund Program;

BE IT FURTHER RESOLVED that the FY2020 HUD Annual Action Plan shall be amended to reprogram and allocate a total of \$251,775.00 to the COVID-19 Impact Fund Program as follows:

RESOLUTION

R-20-029

1. FY20 E for All	\$40,000.00
2. FY20 Contingency	\$8,049.00
3. FY20 PLUS Company balance	\$1,525.00
4. FY20 Children's Home balance	\$14,549.00
5. FY20 Youth Council balance	\$6,125.00
6. FY19 E for All	\$70,000.00
7. FY19 Splash Pad @ Rotary Park	\$70,000.00
8. FY19 Administration	\$2,467.00
9. FY19 Nashua Center lighting project balance	\$420.44
10. FY19 Nashua PAL lighting project balance	\$4,329.00
11. FY19 Arlington St Center Director balance	\$20,333.46
12. FY19 Construction Management	\$1,052.00
13. FY18 Crown Hill Pool balance	\$4,024.00
14. FY18 Administration	\$73.40
15. FY17 Vietnam Vet's basketball court balance	\$8,827.70

BE IT FURTHER RESOLVED that the current Citizen Participation Plan for the HUD Consolidated Planning Process 24 CFR Part 91.105 be amended to reflect the expedited public participation provisions outlined in the CARES Act as follows:

In order to expeditiously prevent, prepare and respond to COVID-19 using HUD funding, the comment period for substantial amendments to the Citizen Participation Plan shall be reduced from 14 calendar days to at least five (5) calendar days; that the comment period for draft Consolidated Plan/Action Plans and/or substantial amendments to the Plans shall be reduced from 30 calendar days to at least five (5) calendar days; that these 5-day comment periods may run concurrently, following a virtual public meeting of the Human Affairs Committee; that no public notices will be required to run in the Nashua Telegraph; and that no physical notices will be posted in public buildings. Comments shall be submitted to the Urbans Department. All comments, questions and responses will be posted to the Urban Programs Department webpage. Individuals who are unable to submit comments via email may call 603-589-3087 and leave their comment in a voicemail.

BE IT FURTHER RESOLVED that the Mayor be, and hereby is, authorized to execute all understandings, assurances and agreements as required therein.



RESOLUTION

**RELATIVE TO THE TRANSFER OF \$10,000 WITHIN DEPARTMENT 156
"EMERGENCY MANAGEMENT", FROM ACCOUNT 54407 "SOFTWARE
MAINTENANCE" TO ACCOUNT 51300 "PAYROLL - OVERTIME"**

CITY OF NASHUA

In the Year Two Thousand and Twenty

RESOLVED by the Board of Aldermen of the City of Nashua that \$10,000 be transferred within Department 156 "Emergency Management", from Account 54407 "Software Maintenance" to Account 51300 "Payroll - Overtime" for the purpose of funding non-budgeted overtime costs related to the Coronavirus 2019 Pandemic (COVID-19).

LEGISLATIVE YEAR 2020

RESOLUTION:

R-20-030

PURPOSE:

Relative to the transfer of \$10,000 within Department 156 “Emergency Management”, from Account 54407 “Software Maintenance” to Account 51300 “Payroll - Overtime”

SPONSOR(S):

Mayor Jim Donchess

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE:

Transfers FY2020 available budget from a non-payroll account to a payroll account within the Emergency Management Department and reduces FY2020 surplus.

ANALYSIS

This resolution authorizes a transfer from software maintenance within the Emergency Management Department in the amount of \$10,000 for the funding of non-budgeted overtime costs related to the Coronavirus 2019 Pandemic (COVID-19).

NRO 5-130, D provides that “no funds shall be transferred from any appropriated nonpayroll account to any payroll account within the same department, fund or agency, or from one department, fund or agency to another, unless authorized by special action of the Board of Aldermen.”

NRO 5-130, H provides that “when proposed legislation to transfer or re-appropriate a particular appropriation or purpose thereof has had its first reading, such funds shall not be expended or transferred while the legislation is pending”.

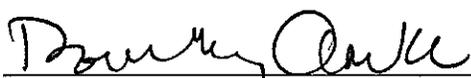
**Approved as to account
structure, numbers and
amount:**

Financial Services Division

By: /s/ John Griffin

Approved as to form:

Office of Corporation Counsel

By: 

Date: 21 April 2020



RESOLUTION

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$122,122 FROM THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF JUSTICE INTO POLICE GRANT ACTIVITY "2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING (CESF) PROGRAM"

CITY OF NASHUA

In the Year Two Thousand and Twenty

RESOLVED by the Board of Aldermen of the City of Nashua that the City of Nashua and the Nashua Police Department are authorized to accept and appropriate \$122,122 from the State of New Hampshire, Department of Justice into Police Grant Activity "2020 Coronavirus Emergency Supplemental Funding (CESF) Program" for the purpose of preventing, preparing for, and responding to the Coronavirus. This funding shall be in effect for the period of 1/20/2020 – 1/20/2022. No local match is required.

LEGISLATIVE YEAR 2020

RESOLUTION:

R-20-031

PURPOSE:

Relative to the acceptance and appropriation of \$122,122 from the State of New Hampshire, Department of Justice into Police Grant Activity "2020 Coronavirus Emergency Supplemental Funding (CESF) Program"

SPONSOR(S):

Mayor Jim Donchess

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE:

Fiscal impact is a \$122,122 grant to be used for a specific purpose.

ANALYSIS

This resolution authorizes the City of Nashua and the Nashua Police Department to accept and appropriate \$122,122 from the State of New Hampshire, Department of Justice for the purpose of preventing, preparing for, and responding to the Coronavirus. This funding shall be in effect for the period of 1/20/2020 – 1/20/2022. No local match is required.

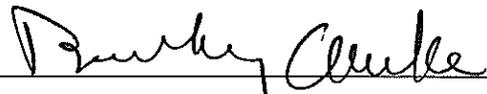
**Approved as to account
number and/or structure,
and amount:**

Financial Services Division

By: /s/ John Griffin

Approved as to form:

Office of Corporation Counsel

By: 

Date: 21 April 2020



RESOLUTION

APPROVING THE COST ITEMS OF SIDEBAR AGREEMENTS BETWEEN THE NASHUA POLICE COMMISSION AND THE NASHUA POLICE PATROLMAN'S ASSOCIATION AND THE NASHUA POLICE SUPERVISOR'S ASSOCIATION REGARDING VACATION CARRYOVER

CITY OF NASHUA

In the Year Two Thousand and Twenty

RESOLVED by the Board of Aldermen of the City of Nashua that the cost items of the attached sidebars regarding vacation carryover between the Nashua Police Commission and the following Unions are hereby approved:

1. Nashua Police Patrolman's Association (NPPA); and
2. Nashua Police Supervisor's Association (NPSA).

The sidebar agreements cover the period starting April 17, 2020 through the duration of the State of New Hampshire state of emergency and are concerned with extending the time period allowed to use vacation accruals.

MEMORANDUM OF AGREEMENT

This Agreement is made this 17 day of April, 2020 by and between the Nashua Police Patrolmen's Association and the Nashua Police Commission, City of Nashua, New Hampshire.

WHEREAS, the State of New Hampshire and the City of Nashua are experiencing a public health crisis, due to the Covid-19 pandemic; and

WHEREAS, the Governor of New Hampshire, Christopher T. Sununu, declared a State of Emergency in New Hampshire as of March 13, 2020; and

WHEREAS, the State of Emergency has been extended indefinitely; and

WHEREAS, due to the State of Emergency, members of bargaining unit may be unable to use vacation time as desired.

NOW, THEREFORE, the parties hereby agree as follows:

1. Language in Article 12 of the Collective Bargaining Agreement shall be modified for the duration of the State of Emergency and such additional time as further set forth below.
2. Carry Over Vacation Time – Full-Time Employees:
Vacation shall be taken prior to the end of the calendar year in which it is received, however, up to five (5) vacation days can be carried over into the next calendar year, but all days carried over must be taken by October 1 of that year except that a vacation block week carry over may extend beyond October 1 if begun before that date. This carry over provision shall not affect or change the provisions regarding maximal accrual amounts or loss of accrual amounts contained in this article. Vacation time accrued but not used shall, upon retirement, be paid in a lump sum to the employee. Unused vacation time will be paid in a lump sum to the employee's estate if he dies while employed by the Department.

The parties have executed this Agreement on the day first written above.

**NASHUA POLICE COMMISSION
CITY OF NASHUA, NH**

**NASHUA POLICE PATROLMEN'S
ASSOCIATION**

By: Mae Dowd
(title) CLERK
4-17-20

By: Daniel Ochloff
(title) PRESIDENT - NPPA

MEMORANDUM OF AGREEMENT

This Agreement is made this 17 day of April, 2020 by and between the **Nashua Police Supervisor's Association** and the **Nashua Police Commission, City of Nashua, New Hampshire**.

WHEREAS, the State of New Hampshire and the City of Nashua are experiencing a public health crisis, due to the Covid-19 pandemic; and

WHEREAS, the Governor of New Hampshire, Christopher T. Sununu, declared a State of Emergency in New Hampshire as of March 13, 2020; and

WHEREAS, the State of Emergency has been extended indefinitely; and

WHEREAS, due to the State of Emergency, members of bargaining unit may be unable to use vacation time as desired.

NOW, THEREFORE, the parties hereby agree as follows:

1. Language in Article 10 of the Collective Bargaining Agreement shall be modified for the duration of the State of Emergency and such additional time as further set forth below.

2. Unused Vacation Accruals:

Vacation shall be taken prior to the end of the calendar year in which it is received, however, up to five (5) vacation days can be carried over into the next calendar year, but all days carried over must be taken by October 1 of that year except that a vacation block week carry over may extend beyond October 1 if begun before that date. This carry over provision shall not affect or change the provisions regarding maximal accrual amounts or loss of accrual amounts contained in this article. Vacation time accrued but not used shall, upon retirement, be paid in a lump sum to the employee. Unused vacation time will be paid in a lump sum to the employee's estate if he dies while employed by the Department.

The parties have executed this Agreement on the day first written above.

**NASHUA POLICE COMMISSION
CITY OF NASHUA, NH**

By: *[Signature]*
(title) Clerk
4-17-20

**NASHUA POLICE SUPERVISOR'S
ASSOCIATION**

By: *[Signature]*
(title) President

LEGISLATIVE YEAR 2020

RESOLUTION:

R-20-032

PURPOSE:

Approving the cost items of sidebar agreements between the Nashua Police Commission and the Nashua Police Patrolman's Association and the Nashua Police Supervisor's Association regarding vacation carryover

ENDORSER(S):

Alderman Richard A. Dowd

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE:

The cost analysis is as follows: Financial Services estimates that the cost of these proposed sidebars is less than \$1,000.

ANALYSIS

This resolution approves the cost items of sidebar agreements between the Nashua Police Commission and the Nashua Police Patrolman's Association and the Nashua Police Supervisor's Association concerning extending the time period allowed to use vacation accruals. The Agreements start on April 17, 2020 and extend through the State of New Hampshire state of emergency. The board of aldermen must vote whether or not to approve the cost items of these sidebars within thirty days of receipt. RSA 273-A:3 II (c).

**Approved as to account
number and/or structure,
and amount:**

Financial Services Division

By: /s/ John Griffin

Approved as to form:

Office of Corporation Counsel

By: /s/ Dorothy Clarke

Date: April 23, 2020



RESOLUTION

AUTHORIZING THE MAYOR TO EXECUTE A CONFIRMATORY DEED TO
PENNICHUCK WATER WORKS

CITY OF NASHUA

In the Year Two Thousand and Twenty

RESOLVED by the Board of Aldermen of the City of Nashua that the Mayor is authorized to execute a Confirmatory Deed to Pennichuck Water Works for undeveloped property located in the northeast corner of the City, substantially in the form of the attached.

Return to:
Pennichuck Corporation
25 Manchester Street
Merrimack, New Hampshire 03054

TAX STAMP: EXEMPT

CONFIRMATORY DEED

KNOW ALL BY THESE PRESENTS, that the **City of Nashua**, a municipal corporation, with a mailing address of 229 Main Street, Nashua, Hillsborough County, New Hampshire, 03061 for consideration paid, grants to **Pennichuck Water Works, Inc.**, a New Hampshire corporation, with a place of business at 25 Manchester Street, Merrimack, Hillsborough County, New Hampshire 03054, WITHOUT COVENANTS, the following described premises:

A certain parcel of land situated on Harris Road, also known as Ferry Road, in Nashua, County of Hillsborough and State of New Hampshire, shown as Lot 57 on a Plan of Land entitled, "Plan of Farley & Johnson's 'Concord Street Addition', Nashua, N.H. Scale: 1 Inch = 40 Feet, 1897" recorded with the Hillsborough County Registry of Deeds as Plan No. 234-1.

For further reference, Lot 57 was also known as City of Nashua Tax Map 52, Lot 57. See also Voluntary Merger of Parcels dated March 20, 2001 and recorded in the Hillsborough County Registry of Deeds on March 20, 2001 in Book 6375, Page 322.

Meaning and intending to describe and convey the same premises as conveyed to the City of Nashua by Tax Deed dated March 31, 1961 and recorded in the Hillsborough County Registry of Deeds at Book 1638, Page 123 on March 31, 1961. See also Tax Deed, dated May 11, 1961 and recorded in the Hillsborough County Registry of Deeds in Book 1643, Page 4 on May 12, 1961.

This deed is being recorded to replace the original deed which was lost, destroyed, or misplaced.

This deed is exempt from transfer tax pursuant to NH RSA 78-B:2.

WITNESS my hand this ____ day of April, 2020.

CITY OF NASHUA

Witness

By: _____
James W. Donchess, Mayor

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

Then personally appeared before me on this _____ day of April, 2020, the said James W. Donchess, in his capacity as Mayor of the City of Nashua, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same for the purposes therein contained on behalf of the City of Nashua.

Before me:

Name:
Notary Public
My Commission Expires: _____

LEGISLATIVE YEAR 2020

RESOLUTION: R-20-033

PURPOSE: Authorizing the Mayor to execute a confirmatory deed to Pennichuck Water Works

ENDORSERS: Mayor Jim Donchess

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE: No fiscal impact.

ANALYSIS

This resolution authorizes the Mayor to execute a confirmatory deed on behalf of the City to Pennichuck Water Works substantially similar to the attached document. It is believed that the City deeded this parcel to Pennichuck in the 1960s along with other surrounding property but that deed was never recorded and is now lost. Pennichuck has been paying taxes on the property since the 1960s.

Charter §77(f) provides that the Planning Board “shall review and make recommendations to the mayor and board of aldermen on . . . on the purchase and sale of any land by the city.”

Approved as to form: Office of Corporation Counsel

By: /s/ Steve Bolton

Date: April 23, 2020



ORDINANCE

APPROVING THE COST ITEMS OF SIDEBAR AGREEMENTS BETWEEN THE NASHUA BOARD OF POLICE COMMISSIONERS AND THE FIVE NASHUA POLICE DEPARTMENT UNIONS REGARDING A POLICE DEPARTMENT RECRUITING INCENTIVE

CITY OF NASHUA

In the Year Two Thousand and Twenty

RESOLVED by the Board of Aldermen of the City of Nashua that the cost items of the attached sidebars between the Nashua Board of Police Commissioners and the following Unions are hereby approved:

1. Nashua Police Patrolman's Association (NPPA);
2. Nashua Police Supervisor's Association (NPSA);
3. N.E.P.B.A Local 125, I.U.P.A., AFL-CIO;
4. Teamsters Local 633; and
5. U.F.P.O. Local 645.

The sidebar agreements cover the period from November 20, 2019 through November 20, 2020 and concern a Police Department recruiting incentive program.

NASHUA POLICE DEPARTMENT



Chief of Police Michael Carignan
Main Phone: (603) 594-3500
Website: www.nashuapd.com

28 Officer James Roche Drive
Mailing Address: PO Box 785
Nashua, NH 03061-0785

November 20th, 2019

Agreement between Nashua Police Department and Nashua Police Patrolman's Association (NPPA) regarding \$500.00 recruiting incentive.

The Nashua Police Department will pay a \$500.00 recruiting incentive to any member of the Nashua Police Patrolman's Association who successfully recruits a candidate for a police officer or dispatcher position with the Nashua Police Department, provided that the following two conditions are achieved:

- 1) The NPPA member facilitates an in-person meeting with the police officer or dispatch candidate with a member of the Nashua Police Department's Recruiting Division.
- 2) The candidate is successfully hired as a police officer or dispatcher with the Nashua Police Department.

Due to the scope and duties of NPPA members that are assigned to the Professional Standards Bureau, NPPA members that are assigned to the Professional Standards Bureau, with the exception of the members assigned to the Firearms Training Unit (FTU), will not be eligible for this incentive.

The terms and conditions of this agreement will expire on November 20th, 2020.

Agreed to:

Handwritten signature of Daniel Archambault in black ink.

Daniel Archambault
President, NPPA

Date: 11/21/19

Handwritten signature of Michael Carignan in black ink.

Michael Carignan
Chief of Police

Date: 11/27/19

NASHUA POLICE DEPARTMENT



Chief of Police Michael Carignan
Main Phone: (603) 594-3500
Website: www.nashuapd.com

28 Officer James Roche Drive
Mailing Address: PO Box 785
Nashua, NH 03061-0785

November 20th, 2019

Agreement between Nashua Police Department and Nashua Police Supervisor's Association (NPSA) regarding \$500.00 recruiting incentive.

The Nashua Police Department will pay a \$500.00 recruiting incentive to any member of the Nashua Police Supervisor's Association who successfully recruits a candidate for a police officer or dispatcher position with the Nashua Police Department, provided that the following two conditions are achieved:

- 1) The NPSA member facilitates an in-person meeting with the police officer or dispatch candidate with a member of the Nashua Police Department's Recruiting Division.
- 2) The candidate is successfully hired as a police officer or dispatcher with the Nashua Police Department.

Due to the scope and duties of NPSA members that are assigned to the Professional Standards Bureau, NPSA members that are assigned to the Professional Standards Bureau will not be eligible for this incentive.

The terms and conditions of this agreement will expire on November 20th, 2020.

Agreed to:

LT. Keith D. Dillon / KD

Keith Dillon
President, NPSA

Date: 11/21/19

Michael Carignan

Michael Carignan
Chief of Police

Date: 11/24/19

NASHUA POLICE DEPARTMENT



Chief of Police Michael Carignan
Main Phone: (603) 594-3500
Website: www.nashuapd.com

28 Officer James Roche Drive
Mailing Address: PO Box 785
Nashua, NH 03061-0785

November 20th, 2019

Agreement between Nashua Police Department and
N.E.P.B.A. Local 125, I.U.P.A., AFL-CIO regarding \$500.00 recruiting incentive.

The Nashua Police Department will pay a \$500.00 recruiting incentive to any member of N.E.P.B.A. Local 125, I.U.P.A., AFL-CIO who successfully recruits a candidate for a police officer or dispatcher position with the Nashua Police Department, provided that the following two conditions are achieved:

- 1) The N.E.P.B.A. Local 125, I.U.P.A., AFL-CIO member facilitates an in-person meeting with the police officer or dispatch candidate with a member of the Nashua Police Department's Recruiting Division.
- 2) The candidate is successfully hired as a police officer or dispatcher with the Nashua Police Department.

The terms and conditions of this agreement will expire on November 20th, 2020.

Agreed to:

Handwritten signature of Carrie Curtis in black ink, written over a horizontal line.

Carrie Curtis
President, N.E.P.B.A. Local 125, I.U.P.A., AFL-CIO

Date: 11/25/19

Handwritten signature of Michael Carignan in black ink, written over a horizontal line.

Michael Carignan
Chief of Police

Date: 11/25/19

NASHUA POLICE DEPARTMENT



Chief of Police Michael Carignan
Main Phone: (603) 594-3500
Website: www.nashuapd.com

28 Officer James Roche Drive
Mailing Address: PO Box 785
Nashua, NH 03061-0785

November 20th, 2019

Agreement between Nashua Police Department and Teamsters Local 633 regarding \$500.00 recruiting incentive.

The Nashua Police Department will pay a \$500.00 recruiting incentive to any member of Teamsters Local 633 who successfully recruits a candidate for a police officer or dispatcher position with the Nashua Police Department, provided that the following two conditions are achieved:

- 1) The Teamsters Local 633 member facilitates an in-person meeting with the police officer or dispatch candidate with a member of the Nashua Police Department's Recruiting Division.
- 2) The candidate is successfully hired as a police officer or dispatcher with the Nashua Police Department.

Due to the scope and duties of Teamsters Local 633 members that are assigned to the Professional Standards Bureau, Teamsters Local 633 members that are assigned to the Professional Standards Bureau will not be eligible for this incentive.

The terms and conditions of this agreement will expire on November 20th, 2020.

Agreed to:

Michele Guilbeault

Michele Guilbeault
President, Teamsters Local 633

Date: 11/21/19

Michael Carignan

Michael Carignan
Chief of Police

Date: 11/25/19

NASHUA POLICE DEPARTMENT



Chief of Police Michael Carignan
Main Phone: (603) 594-3500
Website: www.nashuapd.com

28 Officer James Roche Drive
Mailing Address: PO Box 785
Nashua, NH 03061-0785

November 20th, 2019

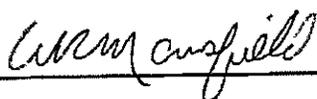
Agreement between Nashua Police Department and U.F.P.O. Local 645 regarding \$500.00 recruiting incentive.

The Nashua Police Department will pay a \$500.00 recruiting incentive to any member of U.F.P.O. Local 645 who successfully recruits a candidate for a police officer or dispatcher position with the Nashua Police Department, provided that the following two conditions are achieved:

- 1) The U.F.P.O. Local 645 member facilitates an in-person meeting with the police officer or dispatch candidate with a member of the Nashua Police Department's Recruiting Division.
- 2) The candidate is successfully hired as a police officer or dispatcher with the Nashua Police Department.

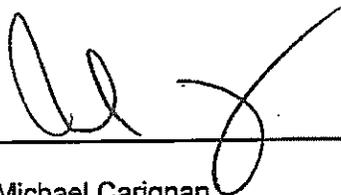
The terms and conditions of this agreement will expire on November 20th, 2020.

Agreed to:



William Mansfield
President, U.F.P.O. Local 645

Date: 11/25/19



Michael Carignan
Chief of Police

Date: 11/25/19

LEGISLATIVE YEAR 2020

RESOLUTION: R-20-034

PURPOSE: Approving the cost items of sidebar agreements between the Nashua Board of Police Commissioners and the five Nashua Police Department Unions regarding a Police Department recruiting incentive

ENDORSER(S): Mayor Jim Donchess
Alderman Richard A. Dowd

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE: The cost analysis is as follows: The \$500.00 incentive award is payable for a finite period of time. Assuming 4 incentive awards will be paid, the total cost is \$2,000. The Police Department will be able to pay for such awards in its FY2020 or FY2021 operating budget, depending upon when the incentive award is paid out.

ANALYSIS

This resolution approves the cost items of sidebar agreements between the Nashua Board of Police Commissioners and the five Police Department Unions regarding a Police Department recruiting incentive. The Agreements have a term of one year, commencing on November 20, 2019 and expiring on November 20, 2020. The board of aldermen must vote whether or not to approve the cost items of these sidebars within thirty days of receipt. RSA 273-A:3 II (c).

**Approved as to account
number and/or structure,
and amount:**

Financial Services Division

By: /s/ John Griffin

Approved as to form:

Office of Corporation Counsel

By: /s/ Dorothy Clarke

Date: April 23, 2020