1. PRESIDENT LORI WILSHIRE CALLS ASSEMBLY TO ORDER

2. PRAYER OFFERED BY CITY CLERK PATRICIA PIECUCH

3. PLEDGE TO THE FLAG LED BY ALDERMAN TOM LOPEZ

4. ROLL CALL

5. REMARKS BY THE MAYOR

6. RESPONSE TO REMARKS OF THE MAYOR

7. RECOGNITIONS

8. READING OF MINUTES OF PREVIOUS MEETING

   Board of Aldermen................................................................. 05/28/2019

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

   From: Paula Johnson
   Re: O-19-044

   From: Patricia D. Piecuch
   Re: Proposed City Charter Amendments – R-18-073

   From: Kim Kleiner, Administrative Services Division, Director
   Re: Email sent to the Board, June 4, 2019, L. Ortolano

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

9(b). COMMUNICATIONS REQUIRING FINAL APPROVAL

   From: Mayor Jim Donchess
   Re: Contract for Neopost IN700DS Mailing Solution

   From: Mayor Jim Donchess
   Re: Contract for Long Term Management of Wastewater Biosolids

   From: Mayor Jim Donchess
   Re: Contract Award for Emergency Notification System

10. PETITIONS

    Petition to Release Façade Easement

11. NOMINATIONS, APPOINTMENTS AND ELECTIONS

    Appointments by the Mayor
12. REPORTS OF COMMITTEE

Budget Review Committee .................................................. 05/29/2019
Finance Committee ............................................................... 06/05/2019
Personnel/Administrative Affairs Committee ......................... 06/03/2019

13. CONFIRMATION OF MAYOR'S APPOINTMENTS

Downtown Improvements Committee

Phillip Scontsas, Alternate (New Appointment)  Term to Expire: December 1, 2021
169 Main Street
Nashua NH 03060

Environment and Energy Committee

Bob Hayden (New Appointment)  Term to Expire: January 21, 2020
84 Dutton Rd
Lyndeborough, NH 03082

UNFINISHED BUSINESS – RESOLUTIONS

R-18-073, Amended
Endorsers: Alderman-at-Large Brian S. McCarthy
Alderman-at-Large Michael B. O’Brien, Sr.
Alderman Jan Schmidt
Alderman Tom Lopez
Alderman-at-Large Brandon Michael Laws
Alderman Mary Ann Melizzi-Golja

PROPOSING AN AMENDMENT TO THE CITY CHARTER RELATIVE TO FILLING VACANCIES ON ELECTED BOARDS BY MAJORITY VOTE OF THE REMAINING MEMBERS OF THAT BOARD

• Amended & Tabled – 4/23/2019

R-19-123
Endorser: Mayor Jim Donchess

RELATIVE TO THE ADOPTION OF THE FISCAL YEAR 2020 PROPOSED BUDGET FOR THE CITY OF NASHUA GENERAL, ENTERPRISE, AND SPECIAL REVENUE FUNDS

• Budget Review Committee Recommends: Final Passage with Proposed Amendments

R-19-136
Endorsers: Mayor Jim Donchess
Alderman-at-Large Lori Wilshire
Alderman Mary Ann Melizzi-Golja
Alderman-at-Large Shoshanna Kelly
Alderman-at-Large Michael B. O’Brien, Sr.
Alderman Linda Harriott-Gathright
Alderman Patricia Klee
Alderman-at-Large Brandon Michael Laws
Alderman Jan Schmidt

AUTHORIZING THE FORMATION OF TWO VOLUNTARY NONPROFIT CORPORATIONS UNDER RSA 162-G FOR THE PERFORMING ARTS CENTER

• Board of Aldermen held Public Hearing on 5/20/2019
• Finance Committee Recommends: Final Passage
R-19-141

Endorsers: Alderman June M. Caron
Alderman-at-Large Michael B. O'Brien
Alderman Linda Harriott-Gathright
Alderman Richard A. Dowd
Alderman Patricia Klee
Alderman Tom Lopez
Alderman-at-Large Shoshanna Kelly
Alderman Mary Ann Melizzi-Golja
Alderman-at-Large David C. Tencza
Alderman Jan Schmidt
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-19-145

Endorsers: Mayor Jim Donchess
Alderman Mary Ann Melizzi-Golja
Alderman Jan Schmidt
Alderman Richard A. Dowd
Alderman Linda Harriott-Gathright
Alderman Tom Lopez
Alderman-at-Large Michael B. O’Brien, Sr.

AUTHORIZING THE CITY OF NASHUA TO ENTER INTO AN AGREEMENT FOR EMERGENCY AMBULANCE SERVICES WITH AMERICAN MEDICAL RESPONSE, INC.

- Finance Committee Recommends: Final Passage

UNFINISHED BUSINESS – ORDINANCES

O-19-044

Endorsers: Alderman-at-Large Brandon Michael Laws
Alderman Patricia Klee
Alderman June M. Caron
Alderman-at-Large Shoshanna Kelly
Alderman-at-Large David C. Tencza
Alderman Jan Schmidt
Alderman-at-Large Lori Wilshire

AMENDING THE BOARD OF ALDERMEN COMPENSATION ORDNANCE

- Personnel/Administrative Affairs Committee Recommends: Final Passage with Proposed Amendments

O-19-045

Endorsers: Mayor Jim Donchess
Alderman Linda Harriott-Gathright
Alderman Patricia Klee
Alderman Tom Lopez
Alderman June M. Caron
Alderman-at-Large Shoshanna Kelly
Alderman Jan Schmidt
Alderman-at-Large Lori Wilshire

UPDATING THE FINANCIAL STANDARDS FOR THE CITY’S WELFARE GUIDELINES

- Personnel/Administrative Affairs Committee Recommends: Final Passage
NEW BUSINESS – RESOLUTIONS

R-19-147
Endorser: Mayor Jim Donchess
AUTHORIZING PURCHASE AND SALE OF CITY LAND AT 21 PINE STREET (MAP 77, LOT 17) AND LAND OF PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE D/B/A EVERSOURCE ENERGY AT 3 PINE STREET EXTENSION (MAP 77, LOT 2A)

R-19-148
Endorser: Mayor Jim Donchess
AMENDING THE AUTHORIZATION FOR THE SALE OF LAND ON BRIDGE STREET AND SANDERS STREET

R-19-149
Endorser: Mayor Jim Donchess
Alderman Jan Schmidt
CHANGING THE PURPOSE OF UP TO TWO HUNDRED THIRTY FIVE THOUSAND DOLLARS ($235,000) OF UNEXPENDED BOND PROCEEDS FROM THE ROAD AND TRAFFIC IMPROVEMENTS PROJECT ON AMHERST STREET BETWEEN CHARRON AVENUE AND DIESEL ROAD TO PAY COSTS FOR PAVING A PORTION OF PINE HILL ROAD AND VARIOUS STREETS IN THE NEIGHBORHOOD IF FUNDS REMAIN AVAILABLE

R-19-150
Endorsers: Alderman Patricia Klee
Alderman-at-Large Brandon Michael Laws
AUTHORIZING THE CITY OF NASHUA TO ENTER INTO A LICENSE AGREEMENT FOR A PARKING AREA OFF ARTILLERY LANE, NASHUA ABUTTING MAP 63 LOT 45

NEW BUSINESS – ORDINANCES

O-19-047
Endorsers: Mayor Jim Donchess
Alderman Tom Lopez
ESTABLISHING AN ANIMAL AND DOG PARK ADVISORY COMMITTEE

PERIOD FOR GENERAL PUBLIC COMMENT

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Committee announcements:

ADJOURNMENT
May 27, 2019

Board of Aldermen
229 Main Street
Nashua, NH 03061

Re: O-19-044

Dear Members of the Personnel & Administrative Affairs Committee:

I’m sorry that I could not appear in front of the committee this evening as I’m out of town.

Please review O-05-115 (this was the ORIGINAL Ordinance).

Adding an Attendance Requirement to The Board of Aldermen’s Compensation.
(No Action was taken).

Brief history: This was written because an Alderman didn’t show up for many committee meetings and it got to the point that it was out of control. If I remember correctly (since this is from 2005 – 14 years ago) questions that were asked at the full board and reasons for decisions could have been asked and better understood if the Alderman attended the meetings. You can’t do committee work at the full board and that’s why you have committee meetings and your EXPECTED to attended unless the reasons mentioned in the O-05-115. I felt that if your getting paid to represent a ward then you need to show up. Back in 2005 we didn’t have the have the phone or electronics in the Right-to-Know Law as we do now. So, now you don’t have to miss a meeting unless your seriously ill or out-of-town at a funeral you can phone in, facetime, skype etc.

The Ordinance/Sec.2-21 Compensation:

Each Alderman shall receive as compensation the maximum sum of five thousand dollars ($5,000.00) per year, quarterly based on attendance at meetings of the full board of alderman and the meetings of the standing committees to which the alderman is assigned. An absence will be excused only if due to an illness or death in the alderman's family. If an alderman has more than five unexcused absences in a quarter, then the alderman’s quarterly compensation will be reduce proportionally based on the number of meetings attended during the quarter.
The Ordinance defined the following:

1. Attendance
2. ILLNEES OR DEATH in the alderman's family
3. Compensation

Chapter 5. Administration of Government
Part 2. Board of Alderman
Article II. General Provisions
§ 5-6 Compensation

A. Each Aldermen shall receive as compensation the sum of $5,000 per year, payable quarterly.

B. If, in any quarter, any member of the Board of Aldermen is recorded absent at three or more regular meetings of the Board, the City Clerk shall transmit a communication stating that fact to the Board of Aldermen, and the stipend for that quarter shall be withheld. In accepting the communication, the Board may also determine by vote that for good cause shall include but not limited to attendance at committee and other meetings, or health or other extenuating circumstances for the absence. Additionally, the Board may find that the attendance of any member within a quarter has been unacceptable and by a majority vote withhold any or all of the stipend for that quarter.

Health, illness and extenuating circumstances pretty much covers it ALL.

Now under the Right-To-Know Law 91-A:2 we have different ways to attend meetings if one cannot.

91-A:2 Meetings Open to Public. –
I. For the purpose of this chapter, a "meeting" means the convening of a quorum of the membership of a public body, as defined in RSA 91-A:1-a, VI, or the majority of the members of such public body if the rules of that body define "quorum" as more than a majority of its members, whether in person, by means of telephone or electronic communication, or in any other manner such that all participating members are able to communicate with each other contemporaneously, subject to the provisions set forth in RSA 91-A:2. III. for the purpose of discussing or acting upon a matter or matters over which the public body has supervision, control, jurisdiction, or advisory power. A chance, social, or other encounter not convened for the purpose of discussing or acting upon such matters shall not constitute a meeting if no decisions are made regarding such matters.

III. A public body may, but is not required to, allow one or more members of the body to participate in a meeting by electronic or other means of communication for the benefit of the public and the governing body, subject to the provisions of this paragraph.
(a) A member of the public body may participate in a meeting other than by attendance in person at the location of the meeting only when such attendance is not reasonably practical. Any reason that such attendance is not reasonably practical shall be stated in the minutes of the meeting.
(c) Each part of a meeting required to be open to the public shall be audible or otherwise discernable to the public at the location specified in the meeting notice as the location of the meeting. Each member participating electronically or otherwise must be able to simultaneously hear each other and speak to each other during the meeting, and shall be audible or otherwise discernable to the public in attendance at the meeting's location. Any member participating in such fashion shall identify the persons present in the location from which the member is participating. No meeting shall be conducted by electronic mail or any other form of communication that does not permit the public to hear, read, or otherwise discern meeting discussion contemporaneously at the meeting location specified in the meeting notice.

Former Alderman Moriarty called into meetings if he was away on business and BOE member Bill Mosher calls in for ALL full board and committee meetings due to illness.

I have attached my comments from the Board of Aldermen's meeting dated May 14, 2019.

Thank you for allowing my communication to be read.

Very truly yours,

Paula Johnson
Former member of the
BOE, BOA and NH State Representative
NEW BUSINESS – ORDINANCES O-19-044
Endorser: Alderman-at-Large Brandon Michael Laws
Alderman Patricia Klee
Alderman June M. Caron
Alderman-at-Large Shoshanna Kelly
Alderman-at-Large David C. Tencza
Alderman Jan Schmidt
Alderman-at-Large Lori Wilshire
AMENDING
THE BOARD OF ALDERMEN COMPENSATION ORDINANCE
Given its first reading; assigned to the PERSONNEL/ADMINISTRATIVE AFFAIRS
COMMITTEE by President Wilshire

PERIOD FOR GENERAL PUBLIC COMMENT:

Paula Johnson, I still live in Nashua, exhausted from this whole thing. I don’t know how I ever
sat on this, maybe ‘cause I was younger. I would like to thank the Aldermen for that bill, the
smoking. I want to say it takes courage to vote what you feel is right, you beat a dead horse to
death, you know, it went round and round. And some of the Aldermen that I don’t agree with
many times, I want to say thank you, because yeah does it have to be at the State Level?
Board of Aldermen 05-14-2019 Page 40 Yeah I think it’s better at the State Level that they
address it so then it’s at throughout the State, not just one community, another community,
State Law supersedes City anyway. I’m here to talk about and I know it’s going for its first
reading, O-19-044. Let’s talk about that legislation and what has happened. I was the original
sponsor of that legislation, remember Alderman Wilshire, remember Attorney Bolton. No? Well
let me refresh your memory. The reason I did the compensation and what was the intent of this?
The intent didn’t have anything to do with pregnancy or adoption, it wasn’t the reason why. And
it had nothing to do with any of this. It had to do, we had an Alderman, if you remember correctly
that never came to Committee meetings. He would show up more times at the full Board
meeting and yet he was being paid to sit around the horseshoe for meetings and the full Board
meeting. That was the intent of this. Not the intent of somebody being pregnant or adoption.
And I’m a woman and I have the right to say that. And I have the right to say what the intention
was; because I was the original maker of it and there was no action. But over the years, it got
watered down a little bit. And the reason I made so clear and I sat down with Dori Clarke and we
really worked on this. So nobody would be left out but the question was, why should you be paid
for meetings that you did not attend? Simple as all that. You go to work, you get paid; you don’t
go to work, you don’t get paid. There is no sick time really here because it’s not a job. That’s
why we never put in certain things because this is not a job this is an elected position. You go to
the polls, you have the voters vote for you; you get a stipend, it’s not a paycheck it is a stipend.
By rights it is not even supposed to have taxes taken out if you look at the US Code. This was
added in after. So this is why I wrote this piece of legislation. No action was taken because that
person, after it got written, decided to show up to the meetings again. So this isn’t a job and if
you can’t fulfill your duties because of maternity or adoption, there are other ways to be in touch
with the Board. You can Skype, you can FaceTime. There is a member of the Board of
Education that doesn’t come to any meetings anymore because he’s ill and he’s telephonically.
So you don’t have to have this in legislation that says because you are pregnant or you have an
adoption that you can’t come to meetings. You can call in at every meeting and you can still be
part of the meeting and be paid for your presence. So when we did this, it was based on the
attendance at meetings of the Full Board of Aldermen and the meetings of the standing committees; that’s what you are paid for. All the work is really done in the Committee. Am I correct? Of course I am correct. And then you bring it to the Board to vote on it, which is assigned. And absence will be excused only if due to illness, which illness could cover pregnancy because you don’t have to put down health, illness, and or death in the Alderman’s family. Simple, it’s simple. Let’s not water it down and make it more complicated than it is. You are being paid to be here. When I was on this Board I was raising 3 children; worked part-time, ran a business with my husband because he worked all the time so I was basically raising them by myself and I managed to be at every meeting here. Very rarely did I take any time off unless I was sick. So if you want to be an elected official, you can still have children, you can still have a pregnancy, you can still adopt, you can still have a baby and attend every meeting. You can Skype, you can FaceTime or you can be on the phone. This piece of legislation was written probably for somebody, you know, and if I’m correct I think she’s pregnant she just put her name on the legislation which I think is a conflict now. Self-serving and the mere fact that it should not be like this. These words on the original and the ones that were changed covers everything, maybe you should just add in there ‘can be at the meeting by FaceTime, Skype and / or telephonically’ like on does at the Board of Education. So there’s no reason why you can’t attend a meeting unless of illness and/or death in the family. Thank you very much.
ORDINANCE

ADDBNG AN ATTENDANCE REQUIREMENT TO THE BOARD OF ALDERMEN'S COMPENSATION

CITY OF NASHUA

In the Year Two Thousand and Five

The City of Nashua oriuins that Chapter 2 "Administration", Article II "Board of Aldermen", Division I "Generally", Sec. 2-21 "Compensation" of the Nashua Revised Ordinances, as amended, is hereby further amended by adding the following new underlined language:

"Sec. 2-21. Compensation.

Each alderman shall receive as compensation the maximum sum of five thousand dollars ($5,000.00) per year, payable quarterly based on attendance at meetings of the full board of aldermen and the meetings of the standing committees to which the alderman is assigned. An absence will be excused only if due to an illness or death in the alderman's family. If an alderman has more than five unexcused absences in a quarter, then the alderman's quarterly compensation will be reduced proportionally based on the number of meetings attended during that quarter.

The provisions of NRO section 2-271 et seq., Conduct Regulations, and other conflict-of-interest standards shall not apply to votes on ordinances setting compensation of the board of aldermen under charter section 45-a."

NO ACTION
Chapter 5. Administration of Government

Part 2. Board of Aldermen

Article II. General Provisions

§ 5-6. Compensation.


A. Each Alderman shall receive as compensation the sum of $5,000 per year, payable quarterly.

B. If, in any quarter, any member of the Board of Aldermen is recorded absent at three or more regular meetings of the Board, the City Clerk shall transmit a communication stating that fact to the Board of Aldermen, and the stipend for that quarter shall be withheld. In accepting the communication, the Board may also determine by a roll call vote that for good cause shown that member shall receive a full or partial stipend for the quarter. Good cause shall include but not be limited to attendance at committee and other meetings, or other extenuating circumstances for the absence. Additionally, the Board may find that the attendance of any member within a quarter has been unacceptable and by a majority vote withhold any or all of the stipend for that quarter.

C. The provisions of § 5-93 et seq., Conduct Regulations, and other conflict-of-interest standards shall not apply to votes on ordinances setting compensation of the Board of Aldermen under Charter Section 45-a.
Memorandum

TO: Board of Aldermen
   Mayor James Donchess
CC: Steven Bolton, Corporation Counsel
FROM: Patricia D. Piecuch, City Clerk
DATE: June 5, 2019
RE: Proposed City Charter Amendment – R-18-073

We have received the attached letter from Assistant Attorney General Nicholas A. Chong Yen, that the three state agencies have reviewed the report filed by the Board of Aldermen, on the charter amendment proposed in R-18-073, and do not object to the proposed amendment to our existing city charter.

In accordance with RSA 49-B:5(b), within seven (7) days after receiving approval from the Secretary of State, Attorney General and the Commissioner of the Department of Revenue Administration, the Board of Aldermen may order the proposed amendment to be placed on the ballot at the next regular municipal election.

If you have any questions, please do not hesitate to contact me.

Enclosure
June 3, 2019

Patricia Piecuch
PO Box 2019
229 Main Street
Nashua, NH 03061

Re: Nashua Charter Amendment

Dear Clerk Piecuch,

Pursuant to RSA 49-B:4-a, you have submitted a proposed charter amendment, dated May 17, 2019, on behalf of the City of Nashua for review.

Upon review, the New Hampshire Attorney General’s Office, the Secretary of State’s Office, and the Department of Revenue Administration, pursuant to RSA 49-B:4-a, do not object to the proposed amendment to the existing town charter.

Please feel free to contact myself, Bruce Kneuer of the Department of Revenue Administration, or David Scanlan of the Secretary of State’s Office if you have any questions.

Sincerely,

Nicholas A. Chong Yen
Assistant Attorney General
Election Law Unit
(603) 271-3650
nicholas.chongyen@doj.nh.gov

cc: David Scanlan, Deputy Secretary of State
    Bruce Kneuer, Department of Revenue Administration
To: Board of Aldermen  
   Board of Assessors  

From: Kim Kleiner  
   Administrative Services Division, Director  

Date: June 7, 2019  

RE: Email sent to the Board, June 4, 2019, L. Ortolano  

Dear Members of the Board,  

I am writing to correct some of the inaccurate statements which have been sent to the Board of Aldermen and Board of Assessors in the past week.  

Attorney Mark Broth is conducting an independent investigation regarding the allegations against Mr. Turgiss. I am not seeking to influence that investigation in any way. I am seeking to correct misinformation. Accordingly, we respectfully request this communication be read into the record and placed on file.  

We continue to receive multiple Right to Know requests, almost daily, from a member of the public regarding this matter. In an email dated June 4, 2019 Ms. Laurie Ortolano stated, “Greg [Turgiss] visited 3 properties in January, 3 in February... and 1 in March. The email then asks how Mr. Turgiss could have driven 660 miles in those 3 months.  

Ms. Ortolano cites an AssessPro report as authority for the statement. This report was given in response to a Right to Know request, its intended use and the data it collects were not discussed.  

Ms. Ortolano’s statement is inaccurate because the AssessPro report in no way captures all of the work, or all of the properties visited, by any assessor in a given time. The report only indicates that during a certain time period the assessor used AssessPro to make corrections with respect to the listed property. An assessor typically performs a great deal more work and makes a great deal more property visits than are captured on this report. For one example, a visit may be in order for the investigation of a charitable exemption, where the assessor needs to evaluate if the building is being used for a qualified charitable purpose by the applicant. This would not warrant a change to the property card captured in this report.  

The email from Ms. Ortolano also infers that Mr. Turgiss is checking work within the assessor’s office. Mr. Turgiss is not in any supervisory role over other assessors or their work. The assessors are using a peer review approach where their work is reviewed by at least one or more other assessors within the department. They often confer with each other on different cases, this results in a more equitable and consistent application on subjective items such as the condition of a property.
To: Board of Aldermen  
From: Jim Donchess  
Date: 5/21/19  
Re: Contract for Neopost IN700DS Mailing Solution

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.

Our current five (5) year lease with Pitney Bowes for the primary mail processing solution in the copy room at City Hall is expiring. The new equipment has enhanced features at a lower cost per month.

This purchase from Formax of Dover, NH is a five (5) Year lease at $337.18 per month for a total over the 60 month period of $20,230.80. Since this is under the $25,000 threshold it was not necessary to obtain approval of the Finance Committee. I am requesting the approval of the full Board of Aldermen for the award of the following contract:

Contract for Neopost IN700DS Mailing Solution. This is a five (5) year contract.
Customer
Organization  City of Nashua
Address  229 Main Street
City State Zip  Nashua  NH  03060
Phone  (603) 589-3175

Vendor
Company Name  MailFinance, Inc.
FEDERAL ID# 94-2984524
Attention  Government Sales
Address  478 Wheelers Farms Rd
City State Zip  Milford  CT  06461
Phone  (860) 448-0040
Fax  (203) 301-2600

Organization  City of Nashua
Attention  Accounts Payable
Address  229 Main Street
City State Zip  Nashua  NH  03060
Phone  (603) 589-3175

Purchase Order - Lease
NASPO/ValuePoint Contract #: ADSPO 16-169901
and / or
State Participating Addendum (PA) #:
8002216 (NH)

P.O. Number
P.O. Date
Requisitioner
Shipped Via
F.O.B. Point
Terms

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<tr>
<th>QTY</th>
<th>Unit</th>
<th>Description</th>
<th>Shipped Via</th>
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<td>60</td>
<td>Months</td>
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<td>$337.18</td>
<td>$20,230.80</td>
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Lease payment specified above for products listed below includes, as applicable, reduced price equipment maintenance to reflect first year free, meter rental, meter resets, postal rate changes, software license/support/subscription fees, delivery, installation, and operator training.

Products

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<th>QTY</th>
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<td>INDW30</td>
<td>IN Series 6/7 Base 30lb. Differential Weighing</td>
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<td>1</td>
<td>WP30/70STD</td>
<td>Scale Stand for ISWP30/70 &amp; INWP30/70</td>
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<td>INDU100</td>
<td>IN Series 100 Department Upgrade</td>
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<td>1</td>
<td>IN700SH</td>
<td>IN Series 700 Base w/ Mixed Size Feeder, sealer and drop tray</td>
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<tr>
<td>1</td>
<td>INWP30</td>
<td>IN Series 30 lb Weighing Platform</td>
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<tr>
<td>1</td>
<td>INDST</td>
<td>Dynamic Weighing Platform for IN Series 700/750 Bases</td>
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1) Order is governed under the terms and conditions of the NASPO/ValuePoint Master Price Agreement Contract Number ADSPO16-169901. Enter this order in accordance with the prices, terms, delivery method, and specifications listed above.

2) Payments will be sent to:
MailFinance Inc.
Dept 3682
PO Box 123682
Dallas TX 75312

3) Send all correspondence to:
MailFinance Inc.
478 Wheelers Farms Rd
Milford CT 06461

Authorized by  
Date  

Print Name  Title  

Customer
Organization  City of Nashua
Address  229 Main Street
City State Zip  Nashua  NH  03060
Phone  (603) 589-3175
MailFinance
A Neopost USA Company

Government Product Lease Agreement
with Meter Rental Agreement

Section (A) Office Information

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<th>Office Number</th>
<th>Office Name</th>
<th>Phone #</th>
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<tr>
<td>6101</td>
<td>Formax</td>
<td>(603) 516-2653</td>
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Section (B) Billing Information

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<th>City of Nashua</th>
<th>DBA</th>
<th>Billing Address</th>
<th>City State Zip+4</th>
<th>Contact Name</th>
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<tr>
<td></td>
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<td></td>
<td>229 Main Street</td>
<td>Nashua, NH 03060</td>
<td>Accounts Payable</td>
<td>(603) 516-3175</td>
<td>Accounts Payable</td>
<td><a href="mailto:vendorapinvoices@nashuanh.gov">vendorapinvoices@nashuanh.gov</a></td>
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Section (C) Installation Information

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<thead>
<tr>
<th>Company Name</th>
<th>City of Nashua</th>
<th>Installation Address</th>
<th>City State Zip+4</th>
<th>Contact Name</th>
<th>Phone #</th>
<th>Contact Title</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>229 Main Street</td>
<td>Nashua, NH 03060</td>
<td>Accounts Payable</td>
<td>(603) 516-3175</td>
<td>Accounts Payable</td>
<td><a href="mailto:vendorapinvoices@nashuanh.gov">vendorapinvoices@nashuanh.gov</a></td>
</tr>
</tbody>
</table>

Section (D) Products

<table>
<thead>
<tr>
<th>Qty</th>
<th>Model / Part Number</th>
<th>Description (include Serial Number, if applicable)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>INDW30</td>
<td>IN Series 6/7 Base 30lb. Differential Weighing</td>
</tr>
<tr>
<td>1</td>
<td>WP3070STDN</td>
<td>Scale Stand for SWP30/70 &amp; INWP30/70</td>
</tr>
<tr>
<td>1</td>
<td>IN100</td>
<td>IN Series 100 Department Upgrade</td>
</tr>
<tr>
<td>1</td>
<td>IN700SHP</td>
<td>IN Series 700 Base w/ Mixed Size Feeder, sealer and drop tray</td>
</tr>
<tr>
<td>1</td>
<td>IN700P</td>
<td>IN Series 30 &amp; Weighing Platform</td>
</tr>
<tr>
<td>1</td>
<td>IND77</td>
<td>Dynamic Weighing Platform for IN Series 700/750 Bases</td>
</tr>
</tbody>
</table>

Section (E) Lease Payment Information & Schedule

<table>
<thead>
<tr>
<th>Tax Status</th>
<th>Number of Months</th>
<th>Monthly Payment</th>
<th>(Plus applicable taxes)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxable</td>
<td>First 60</td>
<td>$337.18</td>
<td></td>
</tr>
</tbody>
</table>

Section (F) Postage Meter & Postage Funding Information

<table>
<thead>
<tr>
<th>Meter Model</th>
<th>Machine Model</th>
<th>Postage Funding Account</th>
</tr>
</thead>
<tbody>
<tr>
<td>INT00AI</td>
<td>IN700SHP</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Postage Funding Method:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bill Me</td>
</tr>
<tr>
<td>Prepay by Check</td>
</tr>
<tr>
<td>ACH Debit (Submit customer authorization form)</td>
</tr>
<tr>
<td>OMAS</td>
</tr>
<tr>
<td>CPU (include authorization form)</td>
</tr>
<tr>
<td>Agency Code</td>
</tr>
<tr>
<td>Sub Agency Code</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Service Products (Check all that apply)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Online Postal Rates Meter™ App (SP10)</td>
</tr>
<tr>
<td>Online Postage Expense Manager Meter™ App (SP20/NeoStats)</td>
</tr>
<tr>
<td>Online E-Services Meter™ App (SP30)</td>
</tr>
<tr>
<td>NeoShip PLUS (EPTPPLUS)</td>
</tr>
<tr>
<td>NeoShip Install &amp; User Guide (EPTGUIDES)</td>
</tr>
<tr>
<td>RunMyMail</td>
</tr>
<tr>
<td>3G/4G Cell Service</td>
</tr>
<tr>
<td>Maintenance</td>
</tr>
<tr>
<td>Installation/Training</td>
</tr>
<tr>
<td>Software Support for premise (non-cloud) solutions</td>
</tr>
</tbody>
</table>

Section (G) Approval

Existing customers who currently fund the Postage account by ACH Debit will not be converted to NeoFunds/TotalFunds unless initiated here

This document consists of a Government Product Lease ("Lease") with MailFinance Inc.; and a Postage Meter Rental Agreement ("Rental Agreement"), and an Online Services and Software Agreement with Neopost USA Inc.; and a NeoFunds/TotalFunds Account Agreement with Mailroom Finance, Inc. Your signature constitutes an offer to enter into the Lease and, if applicable, the other agreements, and you agree to all applicable terms and conditions (version Government-Equipment-Lease-Terms-USPS-Dealer-v4-16.pdf), which are available at https://www.neopost.com/terms/government-equipment-lease-terms-usps-dealer-v4-16.pdf, and that you are authorized to sign the agreements on behalf of the customer identified above. The applicable agreements will become binding on the companies identified above only after an authorized individual accepts your offer by signing below, or when the equipment is shipped to you.

****** SEE PURCHASE ORDER ******

Authorized Signature

Print Name and Title

Date Accepted

Accepted by Neopost USA and its Affiliates

Date Accepted
To: Board of Aldermen  
From: Mayor Jim Donchess  
Date: 6/6/19  
Re: Contract for Long Term Management of Wastewater Biosolids

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 May 6, 2019 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.

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 June 5, 2019 meeting. I am requesting the approval of the full Board of Aldermen for the award of the following contract, which is a three (3) year contract.

Contract for Long Term Management of Wastewater Biosolids. Included is the Purchasing Manager’s Memo #19-149 regarding the award of this contract to the Finance Committee dated May 30, 2019. This is a three (3) year contract with a total contract value not-to-exceed $1,507,050.

Cc  
Sue Lovering, Legislative Affairs Manager
May 30, 2019
Memo #19-149

TO: MAYOR DONCHESS
FINANCE COMMITTEE

SUBJECT: LONG TERM MANAGEMENT OF WASTEWATER BIOSOLIDS CONTRACT (VALUE: NOT-TO-EXCEED $1,507,050)
DEPARTMENT: 169 WASTEWATER; FUND: WASTEWATER

Please see the attached communication from David L. Boucher, Superintendent Wastewater Department dated March 28, 2019 for the 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 Superintendent Wastewater Department, the Board of Public Works (March 28, 2019 meeting) and the Purchasing Department recommend the award of this contract in an amount not-to-exceed $1,507,050 from Resource Management, Inc. of Holderness, NH.

Respectfully,

Dan Kooiker
Purchasing Manager

Cc: D Boucher  L Fautuex
To: Board of Aldermen

From: Jim Donchess

Date: 6/6/19

Re: Contract Award for Emergency Notification System

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 June 5, 2019 meeting. I am requesting the concurrence and approval of the full Board of Aldermen for the award of the following contract:

Contract Award for Emergency Notification System - Included is the Purchasing Manager’s Memo #19-157 dated May 30, 2019 regarding the award of this contract at the Finance Committee meeting. This is a three (3) year contract.
May 30, 2019
Memo #19-157

TO: MAYOR DONCHESS
FINANCE COMMITTEE

SUBJECT: CONTRACT AWARD FOR EMERGENCY NOTIFICATION SYSTEM (VALUE: $66,000 FOR 3 YEARS)
DEPARTMENT 156: EMERGENCY MANAGEMENT; FUND: GENERAL

Please see attached communication from Justin Kates, Emergency Management Director dated May 22, 2019 for the information related to this purchase.

Pursuant to § 5-84 Special purchase procedures A. (3) Purchases which can be procured through cooperative intergovernmental purchase agreements with other governmental jurisdictions.

This award is contingent upon the BOA approval of the FY2020 Budget.

The Emergency Management Director, the committee and the Purchasing Department recommend the award of this contract in a total amount of $66,000 for 3 years to OnSolve LLC of Ormand Beach, FL.

Respectfully,

Dan Kookan
Purchasing Manager

Cc: J Kates  J Graziano
PETITION
TO
RELEASE FAÇADE EASEMENT

TO THE HONORABLE BOARD OF ALDERMEN OF THE CITY OF NASHUA:

Alia Maak Properties, LLC, owner of 452 Amherst Street since 1995, respectfully petitions the Board to release the Façade Easement which burdens the property.

In 1981, the owners of 452 Amherst Street converted the existing house into the Country Tavern Restaurant. A condition of approval imposed by the Zoning Board of Adjustment for the use variance to allow a restaurant, was to maintain the aesthetic of the building. The attached Façade Easement was recorded at the Hillsborough County Registry of Deeds in August 1982. Over the years, the successive owners of the property and the operators of the Country Tavern Restaurant have honored the Façade Easement.

Today, Alia Maak Properties, LLC intends to sell the property. Given (1) the age, size, and layout of the property; (2) the development of Amherst Street since the early 1980's; (3) the Amherst Street traffic counts; and (4) the Park Industrial/Mixed Use Zoning, we expect the building to be demolished and replaced with a retail or commercial business.

The Easement worked well for 35 years. The Façade Easement now burdens the property to the detriment of the owners. In 2019, the Façade Easement acts as an impediment to any potential sale and re-development of the site. We therefore respectfully request the City release the Easement.
PETITION TO RELEASE FAÇADE EASEMENT

The Facade Easement Release is being petitioned by: Alia Maak Properties, LLC

603-883-8900
Telephone Number

June 4, 2019
Date

Andrew A. Prolman, Esq.
Prunier & Prolman, P.A.

20 Trafalgar Square, Nashua, NH 03063
Address

Petition received

June 4, 2019
Date

City Clerk

Petition introduced at Board of Aldermen Meeting

DATE

The foregoing Petition was granted, conditional on the petitioner’s recording the Release of Façade Easement in the Hillsborough County Registry of Deeds, by the Board of Aldermen on

DATE

Attest:

DATE

CITY CLERK
The City of Nashua, a municipal corporation with an address of 229 Main Street, Nashua, New Hampshire, 03060, hereby releases the Façade Easement recorded at the Hillsborough County Registry of Deeds on August 10, 1982 at Book 2940, Page 478.

This Release of Façade Easement is authorized by Petition to Release Façade Easement which was duly passed by the City of Nashua Board of Aldermen on ____________, 2019.

Executed this _____ day of ____________, 2019

CITY OF NASHUA

____________________________________
James W. Donchess, Mayor
Duly Authorized

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

On this the _____ day of ____________, 2019, before me, the undersigned officer, personally appeared the above named James W. Donchess, 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 on behalf of the City of Nashua for the purpose herein contained.

Before me:

____________________________________
Justice of the Peace / Notary Public
My Commission Expires: ____________
FACADE EASEMENT

We, Kenneth C. Jones and Jeannette D. Jones, husband and
wife as joint tenants with rights of survivorship, of 180
Wheeler Road in Hollis, New Hampshire, for valuable considera-
tion, grants to the City of Nashua, a municipal corporation
(Grantee), without covenants, a facade easement with respect
to the building presently situated on the following described
premises:

A certain tract of land with the buildings thereon situated
off Amherst Street in Nashua, Hillsborough County, New
Hampshire, bounded and described as follows:

Beginning at an iron pipe set in the ground on the southwesterly line of Amherst Street at land of P & A Construction
Co., Inc., said pipe being

1) North 43° 15' west and a distance of one hundred eighty and no tenths (180.0) feet from an iron pipe set on the
southwest line of Amherst Street at land of P & A Construction
Co., Inc. and land of Lebel; thence running

2) South 51° 24' west a distance of one hundred thirty-four and seventy hundredths (134.70) feet to an iron pin;
thence running

3) North 51° 29' west a distance of two hundred thirty-one and no tenths (231.0) feet to an iron pipe; thence running

4) North 42° 41' east a distance of one hundred seventy and no tenths (170.0) feet to an iron pipe set on the southwesterly line of Amherst Street; thence running

5) South 42° 51' east a distance of two hundred fifty-one and no tenths (251.0) feet to the iron pipe at point of
beginning.

Containing 36,716 square feet, more or less.

Excepting premises conveyed in deed of Carl D. Fox and
Jeannine P. Fox, dated October 25, 1976, and recorded at the
Hillsborough County Registry of Deeds in Volume 2491, Page 506.

Also excepting said portion of the above-described premises
as may have been acquired by the State of New Hampshire under a
Petition to widen Route 101-A as recorded at the Hillsborough County Registry of Deeds in Volume 2561, Page 149.

Subject to the non-access rights and slope and embankment rights of the State of New Hampshire as recorded at the said Registry of Deeds in Volume 2467, Page 222.

Leaning and intending to describe and convey a part of the premises conveyed to the within Grantors by deed of Carl D. Fox and Jeannine F. Fox, dated January 16, 1979, and recorded at the Hillsborough County Registry of Deeds in Volume Page

Said facade easement is limited and defined as follows:

A. The architectural integrity of said building shall be preserved without modification and no substantial change to the facade of the building shall be made unless and until the City of Nashua, by its Zoning Board, has reviewed and approved plans and specifications of such change, routine repairs and maintenance excepted.

B. This grant shall not restrict the right of the Grantor, his heirs, successors and assigns, to decorate and or remodel the interior as he may deem appropriate.

C. In the event the building is destroyed, or damaged to the extent that cost of repairs will exceed fifty percent of the market value or replacement cost of the building, whichever is less, by fire, collapse or other calamity, this facade easement shall terminate and be extinguished.

IN WITNESS WHEREOF I have hereunto set my hand this day of February, 1982.

Witness:

[Signatures]

STATE OF NEW HAMPSHIRE - COUNTY OF HILLSBOROUGH, SS

The foregoing instrument was acknowledged before me this day of February, 1982 by
APPOINTMENTS BY THE MAYOR

JUNE 11, 2019

Board of Assessors

Paul R. Bergeron (New Appointment) For an Indefinite Term at the Pleasure of the Mayor
15 Stanstead Place
Nashua, NH 03063

I respectfully request that this appointment be confirmed.

Jim Donchess
Mayor