

A regular meeting of the Board of Aldermen was held Tuesday, April 26, 2022, at 7:30 p.m. in the aldermanic chamber and via Zoom teleconference which meeting link can be found on the agenda and on the City's website calendar.

President Lori Wilshire presided; City Clerk Susan Lovering recorded.

Prayer was offered by City Clerk Susan Lovering; Alderman-at-Large Michael B. O'Brien, Sr. led in the Pledge to the Flag.

Let's start the meeting by taking a roll call attendance. If you are participating via Zoom, please state your presence, reason for not attending the meeting in person, and whether there is anyone in the room with you during this meeting, which is required under the Right-To-Know Law.

The roll call was taken with 12 members of the Board of Aldermen present: Alderman O'Brien, Alderman Sullivan, Alderman Klee, Alderman Lopez, Alderman Jette, Alderman Comeau, Alderman Dowd, Alderman Gouveia, Alderman Cathey, Alderman Thibeault, Alderwoman Timmons, Alderman Wilshire.

Alderman Moran, Alderman Clemons and Alderwoman Kelly were recorded absent.

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

#### REMARKS BY THE MAYOR

#### RESPONSE TO REMARKS OF THE MAYOR

RECOGNITION PERIOD – None

#### READING MINUTES OF PREVIOUS MEETINGS

**There being no objection, President Wilshire declared the minutes of the Special and regular Board of Aldermen meetings of the March 21, March 22, and March 28, 2022 be accepted, placed on file, and the reading suspended.**

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

From: Matt Sullivan, Community Development Director  
Re: Referral from the Board of Aldermen on proposed O-22-010 amending the Land Use Code by adding Provisions regarding Synthetic Nicotine and Electronic Smoking Device Sales and Lounges

From: Matt Sullivan, Community Development Director  
Re: Referral from the Board of Aldermen on proposed Petition by Etchstone Properties, Inc. for full Waiver of Impact Fees (for public school facilities) as Authorized Under Section 190-85 of the Land Use Code (Thompson's Preserve Condominium)

From: Matt Sullivan, Community Development Director  
Re: Referral from the Board of Aldermen on proposed Petition by Etchstone Properties, Inc. for full Waiver of Impact Fees (for public school facilities) as Authorized Under Section 190-85 of the Land Use Code (The Alcove at Walden Woods Condominium)

From: Matt Sullivan, Community Development Director  
Re: FY2023 Capital Improvement Program

From: Tim Cummings, Economic Development Director  
Re: Communication on Keefe Auditorium – Relative to Elm Street Middle School Feasibility Study

From: Tim Cummings, Economic Development Director  
Re: Communication on Paint Color for Extended Outdoor Dining

From: Alderman John Cathey  
Re: Special Liaison – Nashua City Planning Board

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

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

**PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS EXPECTED TO BE ACTED UPON THIS EVENING**

**COMMUNICATIONS REQUIRING FINAL APPROVAL**

From: Mayor Jim Donchess  
Re: Multi-Year Contract Award – ARPA Funding Management Consulting

**MOTION BY ALDERMAN COMEAU TO ACCEPT, PLACE ON FILE AND AWARD A MULTI-CONTRACT TO HIRE A CONSULTANT TO BETTER UNDERSTAND THE NEW RULES AND REGULATIONS AND HOW THEY APPLY TO THE ARPA MONEY PROVIDED BY THE US TREASURY TO IPARAMETRICS IN AN AMOUNT NOT TO EXCEED \$200,000. FUNDING THROUGH DEPARTMENT: 183 ECONOMIC DEVELOPMENT; FUND: 53142 CONSULTING SERVICES/ARPA GRANT FUNDING  
MOTION CARRIED**

From: Larry D. Goodhue, Chief Executive Officer of Pennichuck  
Re: Notice of Annual Meeting of Sole Shareholders and Proxy Statement; Proxy Card; and Annual Report to the Sole Shareholders

**MOTION BY ALDERMAN LOPEZ TO RECOMMEND THAT THE SOLE SHAREHOLDER INCREASE THE NUMBER OF DIRECTORS FROM ELEVEN (11) TO A FULL SLATE OF THIRTEEN (13) AND TO ELECT THE FOLLOWING INDIVIDUALS TO THE PENNICHUCK CORPORATION BOARD OF DIRECTORS UNTIL THEIR SUCCESSORS ARE ELECTED AND QUALIFIED: C. GEORGE BOWER, AMYMARIE R. CORRIVEAU, JAY N. LUSTIG, JOHN D. MCGRATH, AND PRESTON J. STANLEY, JR. TO THE PENNICHUCK CORPORATION BOARD OF DIRECTORS, AS CLASS A DIRECTORS, EACH FOR THREE-YEAR TERM, AND UNTIL THEIR SUCCESSORS ARE ELECTED AND QUALIFIED; AND TO ELECT SARAH PILLSBURY TO THE PENNICHUCK CORPORATION BOARD OF DIRECTORS, AS A CLASS C DIRECTOR, FOR A TWO-YEAR TERM, AND UNTIL HER SUCCESSOR IS ELECTED AND QUALIFIED, AND TO AUTHORIZE THE MAYOR TO TRANSMIT, BY PROXY CARD, THE VOTE OF THE SOLE SHAREHOLDERS TO THE BOARD OF DIRECTORS OF PENNICHUCK CORPORATION  
MOTION CARRIED**

**PETITIONS**

Petition by Etchstone Properties, Inc. for full Waiver of Impact Fees (for public school facilities) as Authorized Under Section 190-85 of the Land Use Code (Thompson's Preserve Condominium)

**MOTION BY ALDERMAN THIBEAULT TO RECOMMEND GRANTING THE PETITION FOR FULL WAIVER OF IMPACT FEES (FOR PUBLIC SCHOOL FACILITIES) AS AUTHORIZED UNDER SECTION 190-85 OF THE LAND USE CODE (THOMPSON'S PRESERVE CONDOMINIUM)  
MOTION CARRIED**

Petition by Etchstone Properties, Inc. for full Waiver of Impact Fees (for public school facilities) as Authorized Under Section 190-85 of the Land Use Code (The Alcove at Walden Woods Condominium)

**MOTION BY ALDERMAN CATHEY TO RECOMMEND GRANTING THE PETITION FOR FULL WAIVER OF IMPACT FEES (FOR PUBLIC SCHOOL FACILITIES) AS AUTHORIZED UNDER SECTION 190-85 OF THE LAND USE CODE (THE ALCOVE AT WALADEN WOODS CONDOMINIUM)**

**MOTION CARRIED**

NOMINATIONS, APPOINTMENTS AND ELECTIONS - None

REPORTS OF COMMITTEE

Finance Committee..... 03/16/2022

There being no objection, President Wilshire declared the report of the March 16, 2022 Finance Committee be accepted and placed on file.

Joint Meetings Committee on Infrastructure and Planning and Economic Development  
Committee..... 03/16/2022 and 03/23/2022

There being no objection, President Wilshire declared the reports of the March 16, and March 23, 2022 Joint Meeting on Committee on Infrastructure and Planning and Economic Development Committee be accepted and placed on file.

Budget Review Committee..... 03/21/2022 and 03/28/2022

There being no objection, President Wilshire declared the reports of the March 21, and March 28, 2022 Budget Review Committee be accepted and placed on file.

Task Force Committee ..... 03/23/2022

There being no objection, President Wilshire declared the report of the March 23, 2022 Task Force Committee be accepted and placed on file.

Pennichuck Water Special Committee ..... 03/29/2022 and 04/14/2022

There being no objection, President Wilshire declared the reports of the March 29, and April 14, 2022 Pennichuck Water Special Committee be accepted and placed on file.

Personnel/Administrative Affairs Committee ..... 04/04/2022

There being no objection, President Wilshire declared the report of the April 4, 2022 Personnel/Administrative Affairs Committee be accepted and placed on file.

CONFIRMATION OF MAYOR'S APPOINTMENTS - None

UNFINISHED BUSINESS – RESOLUTIONS

**R-22-008**

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

**ESTABLISHING AN EXPENDABLE TRUST FUND FOR 14 COURT STREET EXPENSES, FUNDED BY APPROPRIATIONS**

Given its second reading;

**MOTION BY ALDERMAN DOWD FOR FINAL PASSAGE OF R-22-008**

**MOTION CARRIED**

Resolution R-22-008 declared duly adopted.

UNFINISHED BUSINESS – ORDINANCES

**O-22-010**

Endorsers: Mayor Jim Donchess  
Alderman Patricia Klee  
Alderman-at-Large Melbourne Moran, Jr.  
Alderman Thomas Lopez  
Alderman-at-Large Ben Clemons  
Alderman Derek Thibeault

**AMENDING THE LAND USE CODE BY ADDING PROVISIONS REGARDING SYNTHETIC NICOTINE AND ELECTRONIC SMOKING DEVICE SALES AND LOUNGES**

Given its second reading;

**MOTION BY ALDERMAN KLEE FOR FINAL PASSAGE OF O-22-010**

**MOTION CARRIED**

Ordinance O-22-010 declared duly adopted.

NEW BUSINESS – RESOLUTIONS

**R-22-027**

Endorsers: Mayor Jim Donchess  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Patricia Klee  
Alderman Alex Comeau  
Alderman Richard A. Dowd  
Alderman Derek Thibeault  
Alderman-at-Large Lori Wilshire

**AUTHORIZING THE MAYOR AND CITY TREASURER TO ISSUE BONDS NOT TO EXCEED THE AMOUNT OF THREE MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$3,700,000) FOR THE REPLACEMENT AND UPGRADE OF RADIO COMMUNICATIONS EQUIPMENT**

Given its first reading; Assigned to the BUDGET REVIEW COMMITTEE and SCHEDULE A SPECIAL BOARD OF ALDERMEN PUBLIC HEARING FOR MAY 23, 2022 by President Wilshire

**R-22-028**

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

**AUTHORIZING THE CITY OF NASHUA TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF MANCHESTER REGARDING A WELFARE SOFTWARE APPLICATION**

Given its first reading; Assigned to the FINANCE COMMITTEE by President Wilshire

NEW BUSINESS – ORDINANCES

**O-22-012**

Endorsers: Mayor Jim Donchess  
Alderman Thomas Lopez

Alderman Alex Comeau  
Alderman Derek Thibeault  
Alderwoman-at-Large Gloria Timmons  
Alderman Patricia Klee

**AUTHORIZING A STOP SIGN ON GARDEN STREET AND ESTABLISHING A PORTION OF GARDEN STREET AS A ONE-WAY STREET IN AN EASTERLY DIRECTION**

Given its first reading; Assigned to the COMMITTEE ON INFRASTRUCTURE by President Wilshire

**O-22-013**

Endorser: Alderman-at-Large Lori Wilshire

**UPDATING THE EDITION OF MASON’S MANUAL OF LEGISLATIVE PROCEDURE USED BY THE BOARD OF ALDERMEN**

Given its first reading; Assigned to the PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE

**MOTION BY ALDERMAN O’BRIEN TO SUSPSEND THE RULES FOR A SECOND READING OF O-22-013  
MOTION CARRIED**

**O-22-013**

Endorser: Alderman-at-Large Lori Wilshire

**UPDATING THE EDITION OF MASON’S MANUAL OF LEGISLATIVE PROCEDURE USED BY THE BOARD OF ALDERMEN**

Given its second reading

**MOTION BY ALDERMAN O’BRIEN FOR FINAL PASSAGE OF O-22-013  
MOTION CARRIED**

**O-22-014**

Endorsers: Alderman John Sullivan  
Alderman Patricia Klee  
Alderman Alex Comeau  
Alderman Richard A. Dowd  
Alderman Tyler Gouveia  
Alderman John Cathey  
Alderman Derek Thibeault  
Alderwoman-at-Large Gloria Timmons

**NO PARKING ON THE EAST SIDE OF A SECTION OF EAST DUNSTABLE ROAD**

Given its first reading; Assigned to the COMMITTEE ON INFRASTRUCTURE by President Wilshire

PERIOD FOR GENERAL PUBLIC COMMENT

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Committee announcements:

ADJOURNMENT

**MOTION BY ALDERMAN O’BRIEN THAT THE APRIL 26, 2022, MEETING OF THE BOARD OF ALDERMEN BE ADJOURNED**

**MOTION CARRIED**

The meeting was declared adjourned at 8:49 p.m.

Attest: Susan K. Lovering, City Clerk