

PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE

NOVEMBER 4, 2019

A meeting of the Personnel/Administrative Affairs Committee was held on Monday, November 4, 2019, at 7:18 p.m. in the Aldermanic Chamber.

Chairman June M. Caron presided.

Members of the Committee present: Alderwoman-at-Large Shoshanna Kelly, Vice Chair
Alderman-at-Large Ben Clemons
Alderman Ken Gidge

Members not in Attendance: Alderman Tom Lopez

Also in Attendance: Alderman Jan Schmidt
Alderman Ernest Jette
Mayor James Donchess
Kim Kleiner, Director Administrative Services

PUBLIC COMMENT - None

COMMUNICATIONS - None

INTERVIEWS

Mayor Donchess

Thank you Madam Chair. We, of course, a few weeks ago created the Animal & Dog Park Advisory Committee to look into the possibility of a dog park downtown. We think we have a location in mind as well as to advise us regarding animal issues generally. One of the appointments that needs to be made pursuant to the legislation is a representative of the Humane Society. Becky Longval is that, she has worked for the Humane Society for quite some time; I think about 10 years and certainly will do a good job in representing their point of view and will help us with the Committee. So with that I give you Becky who can give a brief statement as to why she is interested in the Committee.

Animal and Dog Park Advisory Committee

Becky Longval, Member (New Appointment)

Term to Expire: November 12, 2022

Ms. Longval Thank you Mayor. My name is Becky Longval, I'm in my 9th year actually at the Humane Society for Greater Nashua. My role is the Director of Animal Care Services. I work a lot with the City when it comes to the community animal issues at times; stray animals, dangerous animals, bite quarantines, etc., etc. So I think that having a voice from the Humane Society to assist with anything we can assist with for animal issues with the dog park or anything else for the City, we would be glad to. And it is an honor to be asked to do this.

Chairman Caron

Thank you, any questions from anyone? None, well we thank you for your willingness to volunteer in this new Committee that has just been formed. So I am sure you will have a lot of input for that. We will be taking up your nomination later on in the meeting. Thank you.

Cultural Connections Committee

Jessica Gorhan, Member (New Appointment)

Term to Expire: December 31, 2020

Mayor Donchess

So Madam Chair, we've had people come for nomination to the Cultural Connections Committee a number of times. Now I have nominated Jessica Gorhan who I believe is highly qualified for our Committee. She is Executive Director of the Greater Nashua Food Council and has extensive experience in the nonprofit sector, both here and elsewhere. She will do, I think, a great job in her work in terms of need for food among all of our Nashua's family and will be a big asset to the Committee. Therefore, I am really pleased to be nominating her and I want to thank her for her willingness to serve the City of Nashua. And with that I give you Jessica.

Ms. Gorhan Thank you Mayor. Hi, we created and co-founded the Greater Nashua Food Council in 2017. It is a collaborative organization made up of community members and other organizations working to improve food access in the City of Nashua through food distribution, food production, nutrition education and policy work. I am honored to be part of the Cultural Connections Committee. I am hoping that we will be able to provide more outreach in really hearing the needs of the community members.

Chairman Caron

Any questions from the Committee or others?

Alderman Clemons

Thank you. Thank you for your willingness to serve on the Committee. Have you attended any of their meetings?

Ms. Gorhan I have been a program assistant for the City of Nashua's Division of Public Health & Community Services and I served on the Committee in that capacity.

Alderman Clemons

Oh OK, great.

Chairman Caron

Anyone else? Well thank you for your willingness to serve on this Committee. I did look at your resume and it is quite extensive, so thank you very much.

Historic District Commission

William Slivinski, Alternate (New Appointment)

Term to Expire: June 30, 2022

Mayor Donchess

Madam Chair I have nominated Bill Slivinski for the position of alternate to the Historic District Commission. The Historic District Commission sometimes has trouble getting a quorum of the full members so it is very important that we get alternates in position so that we can always go forward with

the meeting. Bill has extensive experience and involvement previously with the City of Nashua. He was on the Planning Board for 12 years, during which time he was also on the Nashua Historic Commission for 11. He lives adjacent to the Historic District Commission, not actually in it but right adjacent to it. He is very familiar with the issues that come up in the context of the review of applications within the District. I am really glad that he's willing to come back and I am sure he will do a very good job working with us as a member of the Historic District Commission. And I will give you Bill.

Mr. Slivinski Hi, good evening. As the Mayor has noted, I have served on the Historic District Commission for 10 years in the past; 12 years on the Planning Board. I have lived in Nashua as a full-time citizen for almost 30 years. I have a great interest in the Historic District Commission and when I served I guess the only complaint I had is I felt the whole time the Historic District did not get the necessary respect from the City. And respect in that framework is basically funding. I think an active, vivacious Historic District is a great asset to the City and I'd like to continue trying to play a part in it. If you have any questions, let me know please.

Alderman Kelly

Thank you. And thank you to you for your previous service and your willingness to come forward. I'm just interested in 11 years on the Historic Commission what was the favorite thing that you got done in that time?

Mr. Slivinski Well we tried to do some things, you know? There's confusion when I was serving on what exactly was the role of the Historic District Commission. We had half of the Commission that thought we were just there to approve an addition or something like that. And the other half of that group sort of thought back and forth that it was our job to promote the District, to expand it, to try to do things beyond just approving some construction. I think a lot more could be done with the District, you've got an awful lot to work with, I mean I live up in North Nashua and it is a beautiful area and it would be a shame if something happened to change that area for one reason or another. There are some historic homes up there that could easily be broken apart and lots divided and so forth. So I think it is important that we pay attention up there in that district. What did we get done? I don't know, we approved some stairs, we tried to get Berkeley Street to join the Historic District area and the residents on Berkeley Street, and I am one, said "what is the advantage to us, all we have to do is do applications if we want to do something or not, you guys haven't done anything with street signs, you guys haven't done anything with this, that and so forth, why should we join it". So we were never successful in getting Berkeley Street although I wanted to. And it should be in the historic district.

When we had the Halloween, I guess Saturday, we had to shut our doors after 650 kids. I mean it is that much of a national treasure as far as trick and treating goes. It's a safe street and the entire area is like that up there and it would be a shame if anything happened to lose it.

Alderman Kelly

I appreciate your passion for it, thank you.

Chairman Caron

Yes, anyone else? OK. Well we thank you for your willingness to come back and hopefully you'll get somewhere.

Planning Board

Lawrence Hirsch, Alternate (New Appointment)

Term to Expire: March 31, 2020

Mayor Donchess

Madam Chair, I am nominated Larry Hirsch as an alternate member of the Planning Board. Larry has been involved in Commercial Real Estate here in Nashua and elsewhere for a long time. He operates Hirsch & Company; he lives in the South end on Salmon Brook Drive, Ward 8. We need people on the Planning Board who have expertise as we are trying to promote downtown housing for example and other developments which are a very important assets for the City. I've known Larry for a long time and I am sure he will do a good job. And I look forward to him serving on the Planning Board.

Mr. Hirsch Thank you Mr. Mayor. I have been actively involved in Commercial Real Estate for quite a few years. I've been in Nashua since 1989; I've lived in the South end for the last 25 years. It is really interesting times right now it is exciting, opportunities. You are going to change the face of the City I think in the coming years and I'd like to be involved in it. I've been watching from a distance and I figured I should get myself in here somehow. I think there is plenty that can be done to the City. I think the economics are right and the times are right – you came through this kind of development for a number of cycles and we are in a position right now to go forward. You've had good luck over the last few years, you've put together a lot of really attractive projects.

Chairman Caron

Thank you. Any comments or questions from members.

Alderman Kelly

So I appreciate your comments and your background. I was wondering if you had your druthers, what would you like to see happen? You were saying it is quite an interesting time and I do agree with you.

Mr. Hirsch I think what the Mayor was talking about, downtown housing I think is critical, if you can create a synergy, activity, you know, the day to 8 or 9:00 at night downtown, I think it's going to do a tremendous amount. It is going to support the restaurants and it is going to support the tax base in general. Right now we've seen an outflow of office users for example because all of the office space in the downtown market just isn't economically viable for today's companies, a lot of the smaller space just don't work anymore. I think there is a lot of opportunities to re-develop a lot of those properties; possibly to housing, possibly into other commercial space. So I think it's just the time.

Alderman Kelly

I appreciate it.

Chairman Caron

Well thank you for your willingness to serve on that, the Planning Board is a very tedious and long Committee to work with; it is long hours, I've sat there and watched them. So we will bring your nomination up later on in the meeting. Thank you.

Mayor Donchess

Thank you Madam Chair.

Chairman Caron

Thank you Mayor, we appreciate it.

APPLICATION TO LICENSE HAWKER'S, PEDDLER'S, ITINERANT VENDOR'S LICENSE - None

APPOINTMENTS BY THE MAYOR

**MOTION BY ALDERMAN CLEMONS TO RECOMMEND THE CONFIRMATION OF THE APPOINTMENTS OF BECKY LONGVAL AS A MEMBER TO THE ANIMAL AND DOG PARK ADVISORY COMMITTEE FOR A TERM TO EXPIRE NOVEMBER 12, 2022; KEITH WEIRICH AS A MEMBER TO THE AUDITORIUM COMMISSION WITH A TERM TO EXPIRE MARCH 31, 2021; DAVID FREDETTE AS AN ALTERNATE TO THE CONWAY ICE RINK COMMISSISON WITH A TERM TO EXPIRE DECEMBER 31, 2023; PATRICIA CASEYAND JASON TELERSKI BOTH AS MEMBERS TO THE CITIZEN'S ADVISORY COMMISSION WITH TERMS TO EXPIRE OCTOBER 1, 2022; BETH QUARM TODGHAM AS A MEMBER TO THE CITIZEN'S ADVISORY COMMISSION WITH A TERM TO EXPIRE OCTOBER 1, 2021; JESSICA GORHAN AS A MEMBER TO THE CULTURAL CONNECTIONS COMMITTEE WITH A TERM TO EXPIRE DECEMBER 31, 2020; WILLIAM SLIVINSKI AS AN ALTERNATE TO THE HISTORIC DISTRICT WITH A TERM TO EXPIRE JUNE 30, 2022; LAWRENCE HIRSCH AS AN ALTERNATE TO THE PLANNING BOARD WITH A TERM TO EXPIRE MARCH 31, 2020; MICHAEL CERATO, TIM CUMMINGS, ERIC DROUART, DAVID FREDETTE, CHRIS LEWIS, SARAH MARCHANT, TIA PHILLIPS, AND ARTHUR SPILIOS AS MEMBERS TO THE TAX INCREMENT FINANCING ADVISORY BOARD WITH TERMS TO EXPIRE SEPTEMBER 30, 2020
MOTION CARRIED**

NEW BUSINESS – RESOLUTIONS – None

NEW BUSINESS – ORDINANCES

O-19-056

- Endorser: Mayor Jim Donchess
- Alderman-at-Large Michael B. O'Brien, Sr.
- Alderman Ken Gidge
- Alderman Linda Harriott-Gathright
- Alderman Patricia Klee
- Alderman Tom Lopez
- Alderman Jan Schmidt

UPDATING THE ENVIRONMENT AND ENERGY COMMITTEE

**MOTION BY ALDERMAN CLEMONS TO RECOMMEND FINAL PASSAGE
MOTION CARRIED**

O-19-062

- Endorsers: Alderman Jan Schmidt
- Alderman Patricia Klee
- Alderman Thomas Lopez

PROHIBITING THE USE OF TOBACCO PRODUCTS NEAR CITY OWNED BUILDINGS AND IN CITY PARKS

MOTION BY ALDERMAN CLEMONS TO RECOMMEND FINAL PASSAGE

ON THE QUESTION

Alderman Schmidt

Thank you Madam Chairwoman. About a year ago, Ms. Jamie Pinkham brought this up to me saying

that walking through smoke was making her ill when she was walking to the library. It came to be that a lot of people meanwhile had been telling me the same thing. Coming into City Hall was difficult, open windows with smoke drifting in was difficult. So we are trying to find a way to minimize the impact on people who smoke, but make it clear that the vast majority of people who don't smoke really would like to be able to breathe fresh air. So if it alright with you, Ms. Pinkham would like to give a short presentation on what she has decided.

Chairman Caron

OK. You may come forward. Sit where the computer is and please state your name for the record please, and speak clearly, you can pull the mic to you if you need to.

Jamie Pinkham My name is Jamie Pinkham.

Chairman Caron

Alright, tell us what you are going to show us.

Ms. Pinkham I am going to show you a presentation about smoking and second-hand smoke and all that goes with it. So as I said my name is Jaime Pinkham, I've been a nurse at Dartmouth Hitchcock in Nashua since 2011. I am nearly finished my Masters in Nursing Informatics. I believe our goal in healthcare as health care professionals is to aid our patients to achieve their best health. In the course of my Master's Program I was asked to ask to identify a healthcare concern in my area. Have you ever walked through a cloud of smoke to get into a building? I have done so multiple times on occasions going to the Public Library for a meeting. Some of my friends also identified that they have noticed smoking immediately outside the backdoor of City Hall as well.

Looking into this topic I found that there were many negative effects from second-hand and third-hand smoke. The Center for Disease Control reports that one in four non-smokers in the US are exposed to second-hand smoke. While doing my research, I discovered that no amount of second-hand smoke is safe. So even a little bit that we breathe in can impact health. Smoking immediately outside of buildings can drift in and nullify smoke-free policies. The Center for Disease Control also notes that second-hand smoke also contributes to many diseases such as stroke, lung cancer and coronary artery disease in adults as well as asthma, acute respiratory infections, sudden infant death in children.

So this is the Nashua Public Library, I don't know if you can see their moat area is covered with cigarette butts. Smoking outside of the Public Library is a deterrent for the use of the library. There's also a risk of third-hand smoke; third-hand smoke can also be a concern when people encounter cigarette litter which still contains the harmful chemicals of cigarettes, I also noted from the picture before, the library is full of cigarette butts around the outside. This is dangerous not only for children, but also I read a practice where homeless individuals were re-using cigarettes for smoking. This is a vehicle for transmission of disease and can be much more harmful than the initial smoking.

This is the Le Park De Notre Renaissance Francaise. It's a cute little park by the river. Unfortunately the flowers are littered with cigarette butts. While I visited this park the other day I found these cigarettes underneath the bench as well, the remnants of a smoking pipe.

Given these facts, my proposal is to eliminate the smoking outside of public buildings. There is a precedent in other cities; Lebanon, New Hampshire has a policy in place which prohibits smoking 30 feet outside of public buildings, libraries and the majority of their public parks. Manchester last year passed a ban on smoking in City parks as well, eliminating it City-wide might have better adherence, to the places like the library. With it, it would give power to stop the occurrence with teeth behind it versus the non-smoking kind of campus that the library has.

Other towns and cities in our State have adopted a smoke-free policy including 9 towns in the Keene area. Also in Massachusetts there's a ban on smoking in public places which include smoking outside of windows and doors in public places. There are many benefits for a smoke-free policy. Non-smokers would no longer be exposed to dangerous second-hand smoke, exposure to chemicals of spent cigarettes would be limited. Children would no longer be shown the model of smoking which may prevent smoking later in life. Other than the before stated facts, there's also some side benefits of eliminating all smoking outside and in public parks, may eliminate some marihuana being used in our public parks and other smoking like vaping. And another added benefit is the safety benefit, which would discourage congregating outside of public doors.

So the City of Nashua is trying to bring people into the downtown area with events. Cigarette smoke is a deterrent for some, if we were trying to bring people in to our public places shouldn't we try to welcome as many as possible? Other than aesthetically, it is also a risk of fire from cigarettes and fire can lead to the damage to public areas causing financial loss that needs to be repaired.

So in conclusion, there are many health risks associated with inhalation of second-hand smoke. There are also many benefits to its elimination. I propose eliminating from outside public building as modeled by Lebanon and other places. Don't we deserve to breathe clean air outside of public places? That's it.

Chairman Caron

Thank you. Alderman Schmidt, did you want to add to this?

Alderman Schmidt

I can tell you that the Health Department has been working with us for a year on this; they are excited about the opportunity limit smoking in certain areas because they have had complaints about asthma attacks being simulated by breathing smoke on the way into various places and out of. There also is a question about transmission of Hepatitis which was one of the very important issues that the Health Department has been dealing with lately. Apparently you can get it from a used cigarette. We also worry about children picking up tobacco, it is highly toxic especially for children. Outside a library, a child runs ahead of their mother, they pick up a cigarette and put it in their mouth, like 2 year olds do. It can happen and it would be a shame. So we are looking for some way, and I can also tell you this, I've received a lot of calls on this that it's a really good idea for the City. I know it will be difficult and I know we probably want to make a few changes in it. But I would appreciate everyone's consideration. Thank you.

Chairman Caron

OK thank you; comments or concerns from Committee members.

Alderman Clemons

Thank you. I am wondering if we should table this to hear from the other sponsors who could not be here, one of whom is also a Committee member?

Alderwoman Kelly

I was wondering who the other sponsor was, I wasn't sure if it was Alderman Lopez or Alderman Klee? I was trying to pull it up.

Alderman Clemons

It's both.

Chairman Caron

Yes and that's what I thought too and Alderman Lopez, especially if you are talking about making some amendments to this. Well you are looking to make some amendments because there was an amendment that was put on our desk this evening. So has everyone been made aware of it that were the original sponsors.

Alderman Schmidt

I didn't see the amendment I don't think. Was it from Alderman Jette?

Chairman Caron

No this came from Lega.

Alderman Schmidt

Oh those would be from Legal that were put together last week. So yes, that is the new language that we would like.

Chairman Caron

So all the sponsors were aware of the changes?

Alderman Schmidt

Yes, yes.

Alderman Clemons

Do we want to pass these out, there were extra copies?

Chairman Caron

Yes if you would like. The Committee members were supposed to have gotten one, but maybe not.

Alderman Kelly

I have one already.

Alderman Jette

I don't have one, thank you.

Chairman Caron

OH I see that Director Kleiner is here and would like to speak concerning this Ordinance. Please sit and someone from Nashua PD also willing to participate?

Kim Kleiner, Director Administrative Services

So certainly while no one can argue the benefits to such legislation there was some concerns voiced today from Administrative Services. So currently if there is a problem outside of City Hall, mainly around this building or it could be any other building, our Risk Department is the one that someone would bring that attention to. Risk then would contact the Nashua Police Department if an Ordinance is being broken. So the concern is if there is someone smoking outside of City Hall and this actually has a penalty attached to it, what is the Board's expectation of us here at City Hall? Is it for Risk to contact the Police Department and ask them to come over and issue a fine for anyone that is smoking and not only would that include around City Hall. You commonly see it out on the side of the building, you see it at transit, people waiting for the buses. So we just want to be clear on what the expectation of us is and make it understood that we have limited resources within the Risk Department as I am sure does the Police Department. So that's our concerns and we just would like to make sure that the expectations of us is clear so that we can certainly uphold anything the Board would wish.

Chairman Caron

Would the Officer like to come up first and then I'll ask questions especially of one of the sponsors? Thank you, please take a set and give us your name please. Thank you for coming.

Christopher Ditullio, Nashua Police Department Sergeant

My name is Christopher Ditullio and I am a Sargent with Nashua PD.

Chairman Caron

OK so I know that the Police Department is supposed to keep control of the laws and legislation that we put through but obviously there is always concerns when there is laws brought in that seem out of the ordinary. So why don't you give us your feeling as to how this would transpire if someone was caught smoking out front of City Hall?

Sargent Ditullio

Sure obviously that particular example of smoking outside of City Hall, after speaking the Chief this afternoon about this, the way that the proposed Ordinance is written, it kind of puts, it is a little difficult for us to enforce because of the way that's it written when walking from place to place. So basically if someone was standing out in front of City Hall on the sidewalk and they were smoking but they were walking back and forth, it is kind of open to interpretation of whether or not that is actually a violation of the Ordinance. Now if someone was sitting on City Hall steps and smoking a cigarette, obviously that would be pretty cut and dry. But as far as, one of the other concerns that we had is individuals who are smoking in a public park. So someone walking down the Rail Trail or watching a baseball game at Greeley Park would also be violation of this City Ordinance. So that obviously just based on the language that is in it, it would be difficult for us to enforce it right now.

Chairman Caron

OK so Alderman Schmidt, has your group thought about this?

Alderman Schmidt

Yes actually we had. Originally we had just suggested signs around the City Building far enough out so that people would be able to have passed them before inhaling their smoke again. Alderman Klee had had a requirement from one of her constituents saying there were people smoking near the swings and

it was really upsetting the parents who wanted to be there with their kids and they did notice that there were cigarette butts on the ground. It was wrong. So we would like to be able to sign places like that saying that there is no smoking here so the parent would have an option of saying "Hello there is someone here who is smoking could you please..." and then we would expect the Police to do no more than just say, "This is a no smoking area and perhaps this is your warning, please don't do it again". The idea of limiting it to all of the places where children play seemed like a really good idea. It's hard to put in the Ordinance but I think we could do a change to make sure that that fits.

As far as having a Risk Department do anything about this, I'm not sur that that would really come to you. I think it would more of a complaint from a citizen who would simply call the Police and say "there is somebody annoying us on the front step by smoking". If you think that there is some way we could say this better, we'd more than happy to talk to you about it.

Ms. Kleiner

So commonly if there is any activity surrounding City Hall at the Parking Garage next door, at the Transit Station, that is brought to the Risk Department. If the expectation is that we would not have to enforce this, that's fine. Certainly we would not want, we generally don't send our people out to enforce laws, we would call the Police Department if a law was being broken on City property. This would, in fact, be a law, an Ordinance that we would feel necessary to enforce.

Alderman Jette

Could I ask Ms. Kleiner a question? So I think currently the smoking is prohibited inside City Hall. So why do you feel that prohibiting smoking outside City Hall would be more of a problem within 30 feet of the building? Why would that be more of a problem than enforcing the rule against smoking inside of City Hall?

Ms. Kleiner

So currently no one is smoking inside City Hall. Certainly I can say that would be very rare that we have ever had to stop someone from smoking within City Hall. It is pretty accepted and it may become over time that this as accepted. But I would think there is going to be at least some sort of initial period and I just want to make sure that I am aware and that Risk is aware of what your expectation is. If there is someone sitting on the side bench of City Hall smoking, are you asking us to enforce this and call the Police Department? We just want to make sure that we are doing what the Board wishes.

Alderman Jette

Well I think as you point out, since this would be an Ordinance, it is not, I don't think the courts enforce what the Committee may be thinking when it writes this Ordinance. It doesn't ask the Committee members what were they thinking, what are their expectations, whatever the Ordinance, if it is passed, whatever the words in the Ordinance say is what would, what courts, I would think the Police Department and the Courts would be expected to enforce what the Ordinance says, whatever that may end up being.

Alderman Clemons

I certainly agree that around playgrounds, you know, actually Alderman Klee discussed this with me a little bit before it came out. She mentioned that this was being worked on. She used the example of the playground and I actually agree with that. I think that there are certain areas where we should set the expectation that smoking should not be done in these areas. But to me the way that this is written right now is it is too broad of an Ordinance to just say "a City Building" or to say "any City Park". If I'm in the middle of the woods in Mines Falls, you know, the last thing I want is for, and I would think that the

Police Department would feel the same way, is an officer on a bike stopping me because I'm smoking a cigarette in the woods. It's just not, I think there is a better use of resources, of which we have limited. But I think that there is also a balance where we can find that there are areas where children are present that we can do a better job protecting them. So I guess I would like to see this amended further to get a little bit more specific and perhaps get some more input from the Parks Department of where those areas are so they can be pinpointed and maybe make the 30 feet, cut that in half on the City Buildings and maybe even make it specific City Buildings. Because I don't think that this would be something that we would want to try to enforce in like a parking garage for example. I think that it is a great idea in concept and I think with a little working I think we can come up with something that really gets to the intent which I believe would hopefully be to try to protect as many people as possible, but it would also balance the rights of other people and make the City a healthier place.

Alderman Kelly

I know we've already talked about potentially making some changes but I am confused by the language on 163. One of the things that the presentation pointed out that is it is pervasive in the library but it seems to me the way B is written the Library would not be included. Is that the case?

Chairman Caron

Because the Library has a Board of Trustees that have to approve it just like Public Works, School Department all of those.

Alderman Kelly

Unless they chose to do it, correct?

Chairman Caron

Right. Ok.

Alderman Gidge

Yes is it agreed that we should table this?

Chairman Caron

After we have this conversation, I am going to bring that.

Ms. Kleiner

I mean I think the presentation spoke for itself and it is important that people can walk into City Buildings without having to walk through cigarette smoke. Just a suggestion that maybe we put signs at our doorways so you know certainly by both of our doors, by the door out back which I understood has been a problem. I've seen it. So that we are limiting where people smoke. And we have people smoking at a far enough distance away from our doorways where other people that are walking through that area are not affected.

Alderman Kelly

I don't remember what Committee, but there was a woman who came forward for money for beautification and one of the things she wanted to do was I don't what you call them, receptacles?

Alderman Jette

Ashtrays.

Alderwoman Kelly

Standing ashtrays – those things. So I was just wondering if we know where that come from because I was thinking similarly if there were spots that people knew that they could go put their cigarettes after smoking, you might be able to draw them away without necessarily saying 30 feet.

Chairman Caron

So I think there is a real need to table this and have the sponsors of this meet with the people who would have to enforce it, which is the Police Department; talking to Administration because you are talking primarily of this building and maybe one or two others. But I know the library is a concern but we can't enforce this on the library, we can't enforce it for Public Works or the Schools, which they already have anyway. So I think that it needs a little tweaking. I will tell you this, they tried to do this in Concord for the beaches and playgrounds and it was voted down because there was no way law enforcement is going to follow up on that. If you have somebody outside that is smoking and I call the Police, by the time they get here, that person is long gone because you are not going to handcuff them until the Police come. So you really have to look at that, I think you really need to look at that as a group and come back. We all want our community to be healthy and beautiful and not have this stuff around. But we also have to consider the people who have to enforce this and others that have to work on this.

Alderman Clemons

I actually just wanted to make one more comment too. When we are thinking about this, there are certainly outdoor spaces beyond just like playgrounds and things like that; for example in front of the Greeley Park Band Shell would be a great place to designate a non-smoking area, but again like what I hope is and hopefully I can work with you and some of the other sponsors, but what I hope is we don't just make this collective ban that it is everywhere. Because I think that is a little over zealous and I think, quite frankly I don't think it would work as well as designating specific areas, I think would work much better.

Alderman Schmidt

Not to mention the cost of all the signs.

Chairman Caron

Yes.

Alderman Schmidt

We don't need the \$10,000.00 bill for these signs. But I think you're right, I think if we limit and specify, I think we can make this work. Some towns and cities even have specific places where you are allowed to smoke and those are noted. That might be something, maybe not in this one, but in the next iteration, we can look at that. Thank you very much for your consideration on this.

Alderman Jette

Like your home, you can smoke in your home Alderman Clemons.

Alderman Clemons

Although I know there are amendments what I am going to do is I am going to move to table O-19-062.

MOTION BY ALDERMAN CLEMONS TO TABLE O-19-062
MOTION CARRIEDChairman Caron

And I thank you both for coming and stating your concerns. Thank you.

TABLED IN COMMITTEE - None

DISCUSSION - None

PUBLIC COMMENT - None

REMARKS BY THE ALDERMENAlderman Clemons

Thank you, I just want to remind everyone to go out and vote tomorrow. The election is tomorrow Tuesday, from 6:00 AM to 8:00 PM. Please exercise your Constitutional Right to Vote. It is very important. Thank you.

POSSIBLE NON-PUBLIC SESSION - None

ADJOURNMENT**MOTION BY ALDERMAN CLEMONS TO ADJOURN**
MOTION CARRIED

The meeting was declared closed at 8:05 p.m.

Alderman-at-Large Ben Clemons, Committee Clerk