

**Board of Public Works Meeting
Meeting Minutes
November 21, 2019**

A regular meeting of the Board of Public Works was held on Thursday, November 21, 2019, at 5:30 p.m. at the DPW Administration/Engineering Building at 9 Riverside Street, Nashua, NH, 03062.

Commissioner Ackerman, Vice Chair, declared the meeting to order at 5:30 p.m. and called the roll.

Members Present:

Commissioner Joel Ackerman, Vice Chair
Commissioner Tracy Pappas
Commissioner Kevin S. Moriarty
Commissioner G. Frank Commissioner Teas

Members not Present:

Mayor James Donchess, Chair

Also Present:

Ms. Lisa Fauteux, Director, Division of Public Works
Mr. Nick Caggiano, Superintendent of Parks & Recreation
Mr. Dave Boucher, Superintendent of Wastewater
Alderman Ernest Jette, Aldermanic Liaison

Commissioner Ackerman

Commissioner Pappas is participating by telephone and under the terms of the state law that allows her to do that, she needs to explain why she can't attend, if she can hear us, and who she is with, if anyone and all votes will be taken by a roll call vote.

Commissioner Pappas stated the reason why she could not attend, confirmed that she could hear the proceedings and stated who was present with her.

MOTION: Commission Moriarty made a motion to approve the agenda as presented.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

Approval of Meeting Minutes – October 24, 2019

MOTION: Commissioner Moriarty to approve the minutes from the Board of Public Works Meeting of October 24, 2019.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

Public Comment

There was no public comment.

Parks & Recreation

A. MOTION: Commissioner Teas to approve a contract with Forcier Contracting & Building Services Inc. of Nashua, NH, for the building repairs at the Crown Hill Pool bathhouse in the amount of \$34,200. Funding will be through Department: Department 177 Parks and Recreation; Fund: Capital; Activity: Crown Hill Pool Building Repairs.

Discussion:

Commissioner Pappas

I have a question; I didn't see an address for Forcier Contracting.

Commissioner Teas

The address on the internet says 24 Merrimack Street.

Commissioner Pappas

Is this the company that we have been having problems with on parking over by Holman Stadium in the back.

Director Fauteux

Yes, it is.

Commissioner Pappas

Has that problem been resolved or not?

Director Fauteux

I know that Director Cummings has been working with them and their attorney to resolve the problem but I'm not sure if it has been completely resolved yet.

Commissioner Pappas

I guess that I would have a problem voting for a company that has kind of worn out their welcome with their parking. I thought that was the company but I wanted to double check.

Mr. Nick Caggiano, Superintendent of Parks & Recreation

We went out to bid through the Purchasing Department so it was a public bid. They were the qualified low bidder.

Director Fauteux

How close were the bids?

Mr. Caggiano

There was the \$34,200 and the next one was \$600 more and the one after that was almost double.

Commissioner Ackerman

I see through the dialogue that the work is planned to be done by May 20, 2020, and I too am in agreement of not rewarding an organization that is in conflict with the city so to speak. I don't know what the...

Mr. Caggiano

I don't know if you can actually do that or not. You are the Board but...

Commissioner Ackerman

I am not proposing that we not do business with them, I am asking what the impact is if we table this until we have a resolution from Director Fauteux and Director Cummings.

Director Fauteux

Can we table it until December?

Mr. Caggiano

It was bid with the understanding that it would be winter work. I guess it would be whether or not he would be willing to hold that price.

Commissioner Pappas

There are times when we don't go with the lowest bidder. I'm not going to be able to support this given the amount of time this has gone on and we really haven't taken any action against them and it seems like they are not adhering to our rules. My understanding is in the past we haven't always gone with the lowest bidder and if there was someone that we dealt with for a period of time that we like then sometimes we take someone other than the lowest bidder.

Director Fauteux

Where is Solid Roots Construction from?

Mr. Caggiano

Manchester, NH.

Director Fauteux

We do have an ordinance that says we have to give Nashua, local businesses, preference, which Forcier would be. I agree with Commissioner Ackerman. Why don't we just table this until our December meeting? The worst-case scenario, if they won't hold their price then we can go to the next bidder which is pretty close.

Commissioner Ackerman

Is there any chance of damaging the property further by holding off?

Mr. Caggiano

Not because of 30 thirty days but the roof really does need to be replaced.

Commissioner Ackerman

Is the roof part of this?

Mr. Caggiano

Yes.

Commissioner Moriarty

Another option might be to approve this contingent upon resolution of the issue with the city because that may not take thirty days to resolve.

Mr. Caggiano

I just don't know where they are.

Commissioner Teas

What does the resolution look like?

Director Fauteux

Remember they had asked to park in the city’s right-of-way and then they had no parking signs up and the Board denied that request and pretty recently they were still doing that. I’m not sure exactly where Director Cummings is with it. I talked to him last night and it was still an issue.

Commissioner Teas

Have they been properly served by the city to stop?

Director Fauteux

I believe so, yes. I think Director Cummings has been in contact with their attorney.

Commissioner Pappas

I can’t do the contingent. If someone leaves their car out overnight where they are not supposed to they get expensive tickets and I think companies should be held to the same standards as residents. I can’t approve this even as contingent. I think it would be a good option to table it until December.

MOTION: Commissioner Pappas to table until the December Board of Public Works meeting.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

Engineering Department

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

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

Wastewater Department

A. MOTION: Commissioner Teas to approve the User Warrants as presented.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

B. MOTION: Commissioner Moriarty to approve the contract with Waterline Industries Corporation of Seabrook, NH, in an amount of \$1,237,677 for replacing the screen and rakes in the Wet Weather Facility. Funding will be through: Department: 169-Wastewater; Fund: Wastewater; Activity: Wet Weather Facility Influent Screening Upgrade.

Discussion:

Mr. Dave Boucher, Superintendent of Wastewater

This is a company that was the low bidder. We received two bids on this project. This is to install new mechanical bar screens to our large units in the Wet Weather Facility. It also requires removing the old ones. We had the engineering firm that we are working with, Wright-Pierce, look into the references of this company. They have worked with this company and everything came back good and they did recommend that we utilize this company to do the work.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

C. MOTION: Commissioner Teas to approve the contract with Wright-Pierce of Thompson, ME, in an amount not-to-exceed \$148,800 for construction administration services for the Wet Weather Influent Screening Upgrade Project. Funding will be through: Department: 169- Wastewater; Fund: Wastewater; Activity: Wet Weather Influent Screening Upgrade.

Mr. Boucher

This is the engineering firm that has done the preliminary design on it and we hope to utilize them to oversee the construction portion of the project as it is their design.

Commissioner Ackerman

Is there any scrap value for what they are taking out?

Mr. Boucher

That was built into the bid.

Commissioner Pappas

I think it's a good idea to the same company for both the design and the construction so if something goes wrong they are both aware of the processes.

Commissioner Ackerman

When is this work scheduled to be completed?

Mr. Boucher

I think mid-2020 but it's more when the equipment will arrive. It's a specially designed piece of equipment.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

Administration

A. Informational: Removal of Invasive Species and Trees along the Nashua Riverfront.
Accepted by the Board of Public Works and placed on file.

Director Fauteux

This is a letter from Director Marchant explaining the process for the removal of invasive species for the Riverfront Plan. I am sure as things more forward she will be coming to present to the Board of Public Works but this was an initial letter explaining what was going on.

B. Director's Report

- Drainage improvements on Monica Drive being performed by RWC Enterprise.
- We put the shade seal foundations in at Roby Park. The actual sails won't be

installed until the spring.

- We replaced the holiday tree. We are still investigating what happened and we are hoping the new one will live a long life at the Hunt Building.
- This is the covering of the Crown Hill pool. This was the last pool to be finished with a liner.
- This is the Thornton Road Tot lot which has been completed.
- The Veteran's Day Parade was on November 11, 2019.
- This is a sewer dig on Gingras Street. It was blocked by tree roots.

Commissioner Pappas

If the city cuts a 100-year old tree down and grinds the stump, do the roots still remain in the sewer pipes after the tree was gone?

Director Fauteux

Yes, they do.

- This was a traffic light repair on Amherst Street, there was a burned out green light near Amherst and Blackstone.
- These are our new plow trucks. They are six-wheelers and are ready for service.
- Our street crews set up the polling booths the day before the November 6th election.
- We continue to prep the wayfinding signs. These are some signs that were put up on Ledge Street.
- This is the primary clarifier construction. This is a duct bank being installed for our primary clarifier project at the Wastewater Treatment Plant.
- We had confined space training at the Wastewater Treatment Plant.
- This is Ross Dugas from the Risk Management Department who conducted the training.
- This is our energy recovery project and we finally have the rooftop radiator units and both generators in place but they both need to be installed but hopefully, that will be soon. A contractor will install them.
- Last night we had the Recycling Poster Award Ceremony. We set a record this year with 14 schools, 54 teachers, and 547 posters.
- The Phase III expansion is nearing expansion completion. We are just putting the finishing touches on the liner and it will be ready for trash very soon.
- A reminder from the Solid Waste Department. Toter's need to be at the curb by 6:45 a.m. and the wheels should be against the curb or the shoulder if there is no curb. The arrows on the cart lid should be towards the street and at least 3-feet apart and 10-feet from cars and fixed objects like trees and poles.

Commissioner Pappas

I assume where areas are a bit tight then we send the other trucks, the semi-automated.

Director Fauteux

That’s correct, semi-automated or packers. For instance, we don’t pick up automated for that reason.

- We have extended our curbside collection of soft yard waste ends on Friday, December 6th. Nashua is the only community that I know of that picks up soft yard waste from spring through the fall. It’s heavy this time of year so we may not get it all but we will come back and get it.
- The Four Hills Landfill will be closed on Thursday, November 28th in observance of Thanksgiving so Thursday and Friday’s collections will be delayed by one day.

Commissioner’s Comments

Commissioner Teas

I would like the record to reflect that I happened to be there when Nick’s team was putting in the new tree and I think they reacted really quickly and I think we will give Nashua a good Christmas.

Personnel

A. Non-Public Session

MOTION: At 5:57 p.m. Commissioner Teas moved by roll call that the Board go into a non-public session pursuant to RSA:91-A3 §2(b) the hiring of any person as a public employee.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
Nay:	0

MOTION CARRIED: 4 – 0

MOTION: Commissioner Teas to seal the minutes of the Board of Public Works non-public session of November 21, 2019, until such time as the majority of the Board votes that the purpose of the confidentiality would no longer be served.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, Commissioner Moriarty & Commissioner Teas	4
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Nay: 0

MOTION CARRIED: 4 – 0

MOTION: Commissioner Teas to come out of non-public session.

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Commissioner Ackerman, Commissioner Pappas, 4
Commissioner Moriarty & Commissioner Teas

Nay: 0

MOTION CARRIED: 4 – 0

Adjournment

Commissioner Ackerman made a motion to adjourn.

MOTION CARRIED: Unanimously

Meeting adjourned at 6:30 p.m.