



RESOLUTION

APPROVING A \$100,000 PAYMENT TO COTTON MILL SQUARE, LLC FOR WORK ON THE RIGHT ABUTMENT OF THE JACKSON MILLS DAM

CITY OF NASHUA

In the Year Two Thousand and Fourteen

RESOLVED by the Board of Aldermen of the City of Nashua that

WHEREAS, in the “Agreement Between City and Cotton Mill Square, LLC Regarding Jackson Mills Dam” approved by Resolution R-12-58 and dated August 15, 2012, Cotton Mill Square, LLC undertook to construct certain modifications to the Jackson Mills Dam for a crest gate at its sole cost and expense,

WHEREAS, Section 2 of the Agreement states that City may pay some of the expense of the construction “in its sole discretion,”

WHEREAS, unforeseen conditions were found at the right abutment during construction which required repair,

WHEREAS, Resolution R-13-138 approved \$100,000 for fiscal year 2014 escrow requests “to fund the cost of repairs to the Jackson Falls Dam,” and

WHEREAS, according to the February 21, 2014 letter of The H.L. Turner Group Inc., the work on the “Nashua Dam Crest Gate Project,” including work on the right abutment, has been completed.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Nashua that \$100,000 be paid to Cotton Mill Square, LLC towards the work performed on the right abutment.

LEGISLATIVE YEAR 2014

RESOLUTION: R-14-015

PURPOSE: Approving a \$100,000 payment to Cotton Mill Square, LLC for work on the right abutment of the Jackson Mills Dam

ENDORSERS): Alderman-at-Large Brian S. McCarthy

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE: Use of \$100,000 for its escrowed purpose.

ANALYSIS

This resolution authorizes payment of \$100,000, which was escrowed to contribute to the repairs to the Jackson Falls Dam, to Cotton Mill Square, LLC for such work.

Approved as to form: Office of Corporation Counsel

By: _____

Date: March ____, 2014