

COMMITTEE ON JOINT SCHOOL BUILDINGS

May 18, 1998

6:30 PM

Chairman Higgins called the meeting to order.

The Clerk called the roll.

Present: School Committee Members Higgins and Healy, Aldermen Pinard and Girard (late)

Absent: School Committee Member Johnson, Alderman Klock

Messrs: R. Houle, F. Marinace, T. Brennan, F. Matuszewski, L. Lafreniere, D. Dill

Chairman Higgins noted that there wasn't a quorum so it was decided to hold the items that needed to be voted on until the end of the meeting to see if anyone else showed up.

Chairman Higgins addressed Item 4 of the agenda:

Henry J. McLaughlin, Jr. Middle School --

Mr. Marinace stated the landscaping for that slope at Green Acres School, we worked on that. The contractor had a few bids and the lowest bid came in at \$23,952. We are not recommending that because we think we can do better on cost so what we want to do is keep negotiating on that. We don't think we should spend \$23,952 on that slope. The exterior sign, we will have bids at the next meeting.

Chairman Higgins asked how does it look, have you gotten any information on what it is going to cost.

Mr. Marinace answered well we know that the granite sign is going to be \$6,000 or \$7,000. The other sign you asked us to get prices for was a painted plywood sign and there is one out by there now. I don't have a price on that. Item #3, Change Order #6 included the addition of data cable that we were going to put on hold until this meeting but it had to be done because of the construction schedule so that it is included in the Change Order #6, the \$2,579. The vertical curb and fence that the Committee looked at, that number changed from \$5,698 down to

\$748 which is okay because we were going to put in vertical granite curb and lo and behold on the site when we went out there the day after the meeting, the slope and granite curb was already in and it looks fine. I think that was the right thing to do. So you saved some money but that item changes to \$748 for some fencing. Those two items are both included in Change #6 and are in your budget. New items, miscellaneous floor changes. When we first started laying out the building we were going over where there would be tile and where there would be carpet. We had vinyl tile in a lot of areas. In picking out the colors on the second review, we all agreed, all meaning Dick Houle and the Administration, that the office areas really should be carpeted. We put tile in because tile was the order of the day. The office areas, conference rooms really should be carpeted. That is the \$3,727. We are also putting in quarry tile base where we had a quarry tile floor. There are a couple of rooms that have a quarry tile floor and they had a vinyl base. We don't really want to do that. We want to put a quarry tile base in those places and that is all in that \$3,727.

Chairman Higgins asked did you bid that out.

Mr. Marinace answered that was in the general contract. So we are recommending that. The fence at the entrance road...

Mr. Houle stated that \$3,727 is an addition. It is a change order item.

Mr. Marinace replied yes that \$3,727 is extra. It is a change order.

Chairman Higgins asked since it is a change order, did you put it out to bid.

Mr. Marinace answered no. The carpet was an allowance item and we bid that allowance item so we know what the unit prices for carpet are.

Chairman Higgins asked what it is.

Mr. Marinace answered \$15+ per yard. It is just under \$16 per yard.

Chairman Higgins asked is that commercial.

Mr. Marinace answered yes. For \$16 you can get pretty good carpet, but that price reflects our bid price for the carpet.

Chairman Higgins asked so you had money for the carpet but the quarry tile you didn't have money for.

Mr. Marinace answered we had an allowance for so much money per yard for the carpet that was scheduled. This is carpet in addition to what was scheduled so it is an extra for the contract.

Mr. Houle stated the price was specified in the contract but this is an addition. It will need to come from contingency.

Mr. Marinace stated Item #5, Add Fence at the Entrance Road, about 300 feet of chainlink fence. As you are driving on the entrance road to the left hand side there is a slope that goes down into a detention pond which really isn't much of a pond but is a wet spot. We were asked to get a price on that and that is just a unit price. We have a bid price on that and that comes out to \$4,630 if you want to do it. The last change order item we have is we were asked to put a piece on top of the rail on the second floor. In the main lobby there is sort of a, not a balcony but the corridor of the second floor and there is a rail that overlooks the lobby. I guess the School Committee went through and looked at the rail and thought it would be pretty easy to jump over this which if you wanted to jump, yes it would be. So we got a price to raise that to 4' 8" high and the price on that is \$1,817. That would add two horizontal pieces of railing above what is there.

Chairman Higgins asked how is it going to look.

Mr. Marinace answered it will look fine.

School Committee Member Healy asked is it going to be vertical, just going up or...

Mr. Marinace answered the rail there is a horizontal inch and half piece of pipe. They will have two horizontal pieces with just the main pipes coming up that support it.

School Committee Member Healy asked for \$1,000.

Mr. Marinace answered \$1,817. It is all welded and ground and kind of tough.

Chairman Higgins asked how many feet is it.

Mr. Marinace answered it is probably 40+ feet.

School Committee Member Healy stated you definitely need it though. If you go over there, you can see that it is almost enticing to want to lean over that railing. It needs to go up higher.

Mr. Marinace stated so those are the three change order items. The floor finish is \$3,727; to add the fence at the entrance road if you want to do that, \$4,630; and extend the rail for \$1,817.

Chairman Higgins asked what is the total.

Mr. Marinace answered well I didn't know you were going to do them so I didn't total them.

School Committee Member Healy asked these are additional ones. These are from action taken at the last meeting, correct?

Mr. Houle answered yes, the top one and there is a change to it.

School Committee Member Healy asked is a recommendation to the Committee that we look at putting more of the granite curbing rather than using the other kind. We talked about that briefly. My concern was that in the winter time with the City plow going through and taking off half of the curbing that it is not going to be replaced and put back in the manner that it probably should and now is the time to put in this granite curbing so that it will be permanent there for many years to come and I think it would be wise to do it now.

Alderman Pinard stated I just went around with Kevin Shepard in my area last week and people wanted some granite curb and the City is trying to get away with it and put in granite.

Chairman Higgins asked how much was that, it was \$20,000+ wasn't it.

Mr. Marinace answered it is less now because we took out some of the work at the Green Acres School. It is down to \$17,421 to make all of the curbing at the Middle School granite.

Chairman Higgins asked how much more do we have left to do.

Mr. Marinace asked more what.

Chairman Higgins answered more work because if we add that and we add this stuff we are going to have \$13,000 left and that is cutting it way close.

School Committee Member Healy asked \$13,000 left in our contingency.

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Chairman Higgins answered no, in the entire budget.

Mr. Houle stated there is a total of \$43,000 available.

Chairman Higgins replied right and the total of this work, if we approve it, plus the \$17,000 for the granite curb is about \$31,000 and we have \$43,000 left.

School Committee Member Healy asked are we going to use the rest of it.

Mr. Marinace answered I wouldn't spend all of your money.

School Committee Member Healy asked but how are we compared to where we are in the project and the money we have left. Are we going to need more?

Mr. Marinace answered chances are you will need more. You have another couple of months of construction.

School Committee Member Healy asked how much more.

Mr. Marinace answered I don't know. It is hard to guess, but I wouldn't spend all of your money. \$13,000 is cutting it close.

Chairman Higgins stated if we approve these changes tonight, that is \$13,500 so we would have about \$30,000 left.

Mr. Houle stated Change Order #6 just continues out of #6. We have done it and it is \$2,000 less than what we had previously. You need to vote on #4, #5, and #6 which I have totaling \$11,274.

Chairman Higgins replied that still only leaves us about \$32,000.

Mr. Houle stated one of the other outstanding items that we know of is the additional landscaping on that bank.

Mr. Marinace stated the other one is the proximity readers if you want to go that route.

Chairman Higgins stated I would rather go with that.

School Committee Member Healy asked what was that.

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Mr. Marinace answered proximity readers on the five doors for the key card system. We are getting prices for that and it is going to be about \$15,000.

Mr. Houle stated this is the system that we will be installing in all of the schools.

Alderman Pinard asked it wasn't included in the original bid.

Mr. Houle answered no we were unclear as to how we were going to move on security access. It is not really a card reader it is more like a bob, something you put on your keychain and you just flash it in front. I don't see another way to control access. Our security expert is here this evening. I really don't think there is a second choice in terms of security.

Chairman Higgins stated we can't vote on this because we don't have a quorum.

School Committee Member Healy asked about the relocation of tennis courts at Memorial.

Chairman Higgins answered there is \$40,000 that has been allocated. Parks & Recreation has been advised. Dick advised them in writing. He will give us a copy of the letter if we want it.

School Committee Member Healy asked advised them of what.

Chairman Higgins answered that the money is there and they can proceed whenever they want.

School Committee Member Healy asked are they going to do it over the summer or...we don't know.

Mr. Houle answered we don't know. That is up to Parks & Recreation. I did advise them that the cash was there I would say five or six weeks ago.

School Committee Member Healy asked is that something that Parks & Recreation has to do or is it something that we can bid out. They operate as an enterprise.

Mr. Houle answered part of them operate as an enterprise. I don't know. We could invite them in.

School Committee Member Healy stated I think we should go out and get bids for it. We have \$40,000 sitting here and if they can't do it for the best price then we will get somebody that can.

Chairman Higgins asked is that something that they have to do. What was the procedure for that.

Mr. Houle answered that was kind of a staff agreement. I think somebody asked how much was it going to cost to relocate the tennis courts and the number of \$40,000 was given. You may recall on the budget sheet, no I guess we changed it. Line 60 it is CIP recommendations and that is where that has been carried since day one and no action was taken. It just sat there as an amount that was supposed to be set aside for the tennis court.

School Committee Member asked for the tennis courts. How about on Line 65?

Mr. Houle answered I am sorry. It is, but starting at this line it hadn't changed. CIP recommendation is my point. All of these are CIP recommendations.

School Committee Member Healy stated could you explain that to me again.

Mr. Houle replied when this budget was established, the CIP Program established the budget line items. Loose furnishings and equipment \$365,800, that was an item. Relocation of two tennis courts from Memorial \$40,000, that was there. The computer system wiring for \$100,000 and the tech ed systems for \$100,000. Those have been sitting there and it was just understood, at least it was by me as I don't recall any action being taken, that \$40,000 was available to the Parks & Recreation Department to relocate two tennis courts from Green Acres to Memorial.

Chairman Higgins stated our guess our best solution is to ask our Clerk to send them a letter asking them what their plans are. That way, we will know directly from them.

Mr. Houle stated I think the thought is, if I recall correctly, they want to do as much as they can with that \$40,000 and if they could do more courts, they would.

School Committee Member Healy stated I also got a question from another Board member and that was relative to, apparently at the new middle school in Derry they are experiencing some problems with the air quality.

Mr. Marinace replied I hadn't heard about that.

School Committee Member Healy stated the question that a Board member asked me if I would ask this evening is are we using the same air system that was put in that school.

Mr. Marinace replied different engineer and different design. It is not the same. If it were the same engineer, I would question it, but it is a different engineer.

Chairman Higgins asked Mr. Houle to provide information about the dedication.

Mr. Houle stated you and I had a brief conversation some time ago and in some instances the Joint School Building Committee will turn the building over to the School Department. The point was raised by the Assistant Superintendent. He had some great ideas and I think if we really want to make something big out of it, it may be appropriate to start discussing what it is we want, you know a dedication plaque, turning over the keys. I don't want to speak for the Assistant Superintendent, but it was his discussion that triggered it.

Asst. Superintendent Brennan stated basically I thought it would be a good idea because it is an important date when that school opens up and is turned over to the School Department and I thought we should do something about that whether it is in the form of a barbecue or something and make it somewhat exciting in terms of the new kids going there and their parents. I think we could turn it into quite an event where you have a ribbon cutting and that sort of thing. I mentioned it to Mr. Houle and he thought we should pursue that. So that is the idea.

Chairman Higgins asked Mr. Houle if he would mind working with Mr. Brennan on that.

Mr. Houle answered that he would work with him and stated that the key thing would be agreement of the date which is Sunday, August 23. I think most of the teachers will be in by then.

Alderman Pinard asked if he could be involved with that also.

Chairman Higgins stated maybe we should talk to the abutters now.

Mr. Houle stated that Mr. Duane Sands, the author of the letter is present in the audience this evening.

Mr. Sands stated when we moved in there, there was all kinds of privacy and stuff and now there is absolutely none. There was a swamp on the other side of my property and now there is an access road with nothing in between except a ditch and the back about 20' from my property line is a parking lot. Everything is gone. We would like to see a stockade fence go up. One of my neighbors is here and I have spoken with the others and they would like to see it to. Just for privacy for one reason. I have a 10 year old son and I don't feel comfortable leaving him in the background. I don't feel that a 5' high chainlink fence is going to offer him anymore protection like some people seem to think. You can hop over a fence in a flash. There are too many psychos running around these days to feel comfortable about that. That is where I stand.

School Committee Member Healy asked is your property located right next to the access road.

Mr. Sands answered yes.

School Committee Member Healy asked and it is your recommendation to put a stockade fence just behind your property or is it your intent to follow all the way up.

Mr. Sands answered my intent is to go from the back property line up the access road to what I would like to see as even with the back corner of my house. I am going to put a gate in there myself so I will have a gate in my backyard and I would like to see the fence go all the way up across my backyard and my neighbor sitting over there he would like to see it up in his yard and I spoke with a couple of other ones and they feel the same way. I feel as if there is no privacy and no security or anything in my backyard and I don't feel comfortable with my son out there alone.

Chairman Higgins asked how high a fence were you looking for.

Mr. Sands answered well 50' would be nice but I would settle for 6'.

Alderman Pinard stated I went down there last night after reading the letter and spent about half an hour or 45 minutes with the abutters and I agree with them and Sargent Robidas and I are deferring on this one. I can see their point as far as security is concerned and the hanging around of the kids. If you have a chainlink fence you are going to have the same problem. You have to chase them away somehow. There are six or seven houses and most of them have a swimming pool so you have to look at the other factor of safety if these kids jump over the fence and get into the pool. If you are having a barbecue on a Sunday afternoon like

yesterday and you have people playing in the soccer field and you have a chainlink fence, everybody can see what is going on and you don't have your privacy. After investigating and talking to some of the neighbors and talking to the Chief and Ron, this is where we defer. I think we should take the decision to leave it to the people on this one. They are the ones who live there and they are the ones who would like privacy. They understand that if a wooden fence, after its up, they are going to be responsible to maintain. The City is going to put it up, but they are going to have to maintain it. I think we should leave that decision to the people.

School Committee Member Healy stated I have a comment and then I would like to hear from Sargent Robidas, but being part of this from the very beginning, I remember going to a number of meetings with the abutters and people who live on that road and we pretty much assured them that in some way we were going to do something to protect their privacy that we basically took from them. I remember that there was discussion about putting a stockade fence up and there was discussion about even putting some shrubbery next to the fence. It was always my understanding that we were going to do something to that effect to give the people who lived on Brady Circle the appropriate privacy. I would also like to hear the other side, why they are saying that is not a good idea to do.

Mr. Houle stated what I wanted to add was that in the contract there is a provision for a unit price for trees which is as far as we carried it until today.

School Committee Member Healy asked so we were going to put trees.

Mr. Houle answered well there was a unit cost for trees. It would be a change order to do the trees, but that is how we responded to the neighbors concern at the time. A chainlink fence and if the Committee wanted to move forward with trees, it was trees in addition to the chainlink fence.

School Committee Member Healy asked but the money for the trees is in that contingency which we are down to almost nothing.

Alderman Pinard stated I think we can get trees from the Intown committee, Mr. Davis because he has offered me trees for Massabesic Lake so we could look into it and see what we could do so we could be saving money there if the City has trees.

Mr. Houle stated Mr. Sands has advised me that he is not satisfied with trees.

School Committee Member Healy stated I think it wouldn't be just trees. It would be a combination of fence and trees or shrubs.

Mr. Sands stated well then I will still have a chainlink fence in my backyard and I don't think I would like that. It might look nice and shiny when it is brand-new but look anywhere in Manchester. Any chainlink fence that is 10 years old, they are all falling down, rusted and they look like hell and I don't want that in my backyard.

School Committee Member Healy asked do you have a fence there now.

Mr. Sands answered no, not yet.

School Committee Member Healy asked you have no fence.

Mr. Sands answered no, actually there was never real access in my backyard and now that it is wide open something has to go up. Anyone is welcome to take a ride out and look anytime you want and hop right in the backyard.

Sargent Robidas stated first off I want to say that I am not here to represent the School Department or the neighborhood, etc. When I was asked to look at the situation, which I do for several City projects, it is to look at the community as a whole and what is the safest plan for the community. First off before we get into the aspect of the pros and cons of each, I think that at some point in time we got hung up on a chainlink fence concept. There are other concepts that can be utilized for fencing. There can be gothic fencing, etc. The opposition I would have regarding stockade fencing is that it does not allow any natural surveillance to take place. That is on both sides of the fence. When I looked at the issues and looked at the plans, understanding the concerns of the neighborhood being that they understand their privacy but they also want their security aspect, the problems we run into when we look at, and several communities have done this including the City of Manchester to a degree but some other communities are even much more aggressive than we are, is we can literally design out crime. We find that people will operate the same in the same environment regardless of where they are. By putting a stockade fence, what we do is we take away the surveillance of not only the school function, what is going on in the field, but we also increase the risk to the homeowners on that side of the fence as well because there is a solid barrier of some kind and people cannot see what is going on one way or another. Now we know from our own experience that criminals will climb stockade fence and once they get inside it gives them a safe haven to work from okay so not only from the aspect of a liability issue, but also the fact that it is a security issue for their homes so it makes it a less than safe or desirable place to be. Now

understanding some of the concerns, though I was not present at the initial meetings, some of the neighborhood concerns being some of the activities that would take place on the field, especially after hours and some of the types of people that may congregate. With the stockade fencing, or that type of solid fencing that would be put in that place, we are actually making that an inviting environment for those types of individuals to perform under because people generally, if I don't see it, it is okay it doesn't bother me it is on the other side. That is when people begin to hang around on the other side. That is when we start having an accumulation of litter because it comes up against the fence versus and I don't want to get into the chainlink type of fence discussion because there are many alternatives that can be done.

Alderman Girard arrived at the meeting.

Sargent Robidas stated so there are many alternatives that can be accomplished but what happens is that it actually makes it a safe environment for people, the type that we don't desire to be there. Now all of the sudden they feel very safe in being there because people can't see us, people don't care. So not only is it a security issue to the school and I understand people saying well I don't want to be a watchdog to the school, but really if we allow the school to become a safe haven for these types of individuals to operate, then it really begins the deterioration process in the neighborhood. That is when we start having the litter. That is when we start having the gangs. That is when we start having the broken bottles and people no longer feeling that it is a safe place for their children to utilize the facilities as they were so intended. Whether it is extracurricular activities that are taking place or whether it is part of the school function. It no longer becomes a neighborhood location, it becomes a piece of school property that becomes abandoned and what happens is the exact people that we want to keep out of those neighborhoods, all of the sudden they start claiming that as their domain. I find that that is going to be an increased risk versus the neighborhood and it has a direct impact not only on their privacy because it would have a direct impact on their privacy with a stockade type of fence because they saw okay we can be on the other side and we can make all kinds of noise and we can do what we want and most times they might not make a lot of noise because they don't really want to call attention, but there is not that perception or the reality that someone can see us. Criminals don't generally like to commit crimes where people can see them. Whether the perception is real or I should say whether it is real surveillance or whether it is perception of surveillance, someone might see us. If no one can see us, then this is a great place for me to be and if it is a great place for me to be and I don't want you there, I then make this my domain and you, as the user in that area, now all of the sudden I have taken control away from you. I know there was issues about chainlink fence. That may not be the best type of fencing. I know

there is cost issues obviously as there is in this entire project, but what I am saying is that there is other types of fencing if the City so decides to look at it that would be both aesthetically pleasing for the neighborhood and the residents, protect their privacy. As a couple of quick examples, there is gothic type fencing that we could utilize. There is some fencing that was utilized that we did the same concept with Housing Authority properties which are like slatted boards, but it allows surveillance to go on on both sides. It is very aesthetic pleasing. People aren't able to climb it, but allows a little bit of that surveillance and it allows the privacy that people are looking for because that is really what we want to see. Having the fence raised up even about 4" you can see feet under there. It doesn't allow litter and things to accumulate, but you have some slatted boards. It is very aesthetically pleasing and it serves both sides, what they are trying to achieve. Chainlink fence, again, would do it and I think some of the things that we had discussed at the time was the rotting issues and rusting, etc. I believe that the initial recommendation was probably something with a chainlink with a green vinyl type of finish on it to take away that silver or that rusty look to it so it has some type of finishing but there are other alternatives to look at in that regard so I don't want to get hung up on whether it is chainlink or that type. My only concern in looking at this is the fact of protecting not only the school, but protecting the interest of the neighborhood because it is not going to do the City of Manchester any good or the residents to allow this to become a place that would deteriorate and no one benefits from it and that is exactly the fear that would happen with that type of fencing to go in place where there is no surveillance that can take place on either side.

Chairman Higgins asked, Mr. Sands, is there any room for negotiation.

Mr. Sands answered no, I say stockade fence because it offers privacy. It is only six feet tall. It is not like it is the Great Wall of China or anything. You can still see over it. I am going to see if the kids are in my backyard hanging out by the fence and I am going to tell them to get the hell out of there you know.

Chairman Higgins asked but stockade fence is non-negotiable.

Mr. Sands answered yes. I would like to have privacy so no one can see in my backyard and if I want to sit down on a Sunday and have a cup of coffee I don't have to say hi to everybody in the parking lot as they are pulling up to go to the soccer game.

Chairman Higgins asked what is the gothic fence.

Sargent Robidas answered gothic fencing is very much like picket fencing with a more decorative design at the top. It closely resembles a picket style fencing. The type of fencing that was utilized in the Housing Authority properties, which I think would be very conducive to this type of environment is more of a slat board. It is very aesthetically pleasing and it is very difficult to describe but there is gaps in between but the boards are larger but you still have gaps. I believe there are about 2' boards that they utilize so you have gaps in between and then there is a top to them and a bottom. It is not conducive to climbing number one and secondly they are about 4' high and it has worked very well, even in the housing developments, to keep people from crossing through and climbing over and yet it has allowed for privacy, like little individual courtyards yet hasn't taken away that surveillance. It was used very successfully in Elmwood Gardens in Manchester and they are very aesthetically pleasing and I think it would work very well. Of course, the cost factor is going to be...

Mr. Sands asked how tall is that, 4'.

Sargent Robidas answered well you can get it in various heights. Theirs, I believe, is 4'. Again, you can adjust them. Like anything else you can do anything but there is a dollars and cents and I am not an architect so I wouldn't know the difference between when you get into that type of fencing versus a chainlink. It is obviously going to be more money to do that then it was the chainlink and I think that was a consideration at the time because of the limited funds that were probably still available.

Alderman Girard stated thank you and I apologize for being late but I was at a hearing at the Committee on Administration and couldn't be here any earlier. I only have one question. The City having put the school there has created an imposition for the neighbors and I certainly don't want to wash away any of the safety concerns that you have brought up, but I am wondering whether or not you and the neighbors have had a chance to sit down and see so you could show them the different types of fencing that may be available that would satisfy your security concerns but also provide them with the privacy they deserve given the fact that the school has seen fit to drop this facility in their backyard.

Sargent Robidas replied I think that is something we can do, but in addition to just myself and the neighborhood I think we have to make sure we get Frank and the other members of the Committee there because there is a cost factor associated with it.

Alderman Girard stated I understand that, but as a member of the Committee, I certainly would be willing to commit whatever funds we could to make sure that the privacy of these folks and the security of these folks is ably taken care of. Sir (Mr. Sands), I take it that you are here on behalf of the neighborhood?

Mr. Sands replied yes, I guess.

Alderman Girard asked would you and other members of the neighborhood be willing to sit with Sargent Robidas and Alderman Rivard, who was kind enough to advise me of the situation in the neighborhood and I believe has something to say here tonight Madam Chair. Would you be willing to sit with the Police to see if you could come up with an alternative that would take care of your privacy?

Mr. Sands answered I would, but I can't speak for my neighbors.

Alderman Girard asked you would, being a direct abutter. You would be willing to sit with the Police and investigate the options that would provide you with security and privacy?

Mr. Sands answered yes, but I have to question the bit about security because three houses up from me is the ex-Chief of Police of Manchester and he has a stockade fence all around his property.

Sargent Robidas replied what has happened is that some people do still utilize it, but we are in the process of even educating our own officers at this point in time to the fact that this actually invites crime and communities have gotten very pro into this area, not only in the country here but around the world and actually have passed resolutions because we know by fact that there are certain environmental issues that will cause crime or will attract crime. So what I am looking at, I am not looking to deprive anyone of their privacy.

Chairman Higgins proposed that Sargent Robidas, Mr. Houle, Frank Marinace, yourself and some of the neighbors get together and discuss some of the fencing because I have both stockade and chainlink. Did you know that it is a crime to jump fencing in Manchester?

Alderman Girard asked if Alderman Rivard could speak to the Committee. He did come here for that purpose.

Chairman Higgins answered I would not entertain that. I am sorry, but I am not going to entertain that. If you want to overrule me, you are welcome to.

Alderman Girard stated given the fact that this affects his neighborhood and he has some concerns he would like to represent I don't think it would be impertinent for the Committee to hear from him on that.

School Committee Member Healy stated I am going to allow, and I think that Mr. Rivard should be allowed to speak, but I am also going to say and this brings back other meetings, now that I sit on this Committee, when Mr. Rivard speaks, other members of the Board of School Committee and the Board of Mayor and Aldermen, if they want to address this Committee then we should allow them to address it just as if others, as you are stating, your fellow Alderman...

Alderman Girard replied it is a different situation Dan.

School Committee Member Healy responded it is not a different situation. It is the same exact situation.

Alderman Girard replied no it is not. Alderman Rivard is not going to...

Chairman Higgins interjected I am not going to entertain this. I have already made a decision. If you want to overrule me, you are welcome to do that. I don't have my Roberts Rules with me, but that is the process.

School Committee Member Healy moved to allow Alderman Rivard to address the Committee. Alderman Pinard duly seconded the motion. Chairman Higgins called for a vote. There being none opposed, the motion carried.

Alderman Rivard stated I just wanted to take a couple of minutes. I am sorry to cause this trouble and I am sorry I am late but I did have a meeting. I just wanted to say that I received a lot of calls from the neighbors and they are very concerned about the safety, obviously, of the neighborhood and the aesthetics. The aesthetic value is very important. They took all of the trees down that were there for years and years and the character of the neighborhood has been changed considerably. I would only ask that the Police Department listen to what the people are saying. I know that there is another side here trying to tell people what is best for them. Sometimes the people really know what is best for themselves. So lets listen to what they are saying. Lets be sensitive to what they are facing out there and lets try to accommodate them in the best possible way. I understand that Red is an expert in all of these safety issues and I admire him for that and for taking the time and I respect him for that but I really don't believe that we need to have these chainlink fences out there that are really not going to be the character of the neighborhood. I really would appreciate you taking that into consideration. I am telling you that everybody I spoke with on that street and the phone calls I

received all support a stockade fence concept. So thank you for your time and I am not sure how I am supposed to address the Committee if I want to come back again. What am I supposed to do? Send a letter? Is that what you are saying? I didn't get the message. I am sorry.

Chairman Higgins replied if you want to come back and address the Committee, just raise your hand.

Alderman Rivard responded I don't mean tonight, I mean in the future.

Chairman Higgins replied yes.

Alderman Rivard asked so if I have an issue, I can come back and I will be recognized. I am sorry I didn't understand the protocol, but nevertheless the people are very concerned about this.

Chairman Higgins answered I understand that. I think my original suggestion still goes. I don't think there is a member of this Committee that disagrees with you, but we also have to take into consideration what the Police are saying as well so I think maybe you can both come to a resolution. There is nobody on this Committee that is saying that you (Mr. Sands) are wrong or you (Sargent Robidas) are wrong or you are right and you are right. I know exactly what you are saying, as well all do but if we could come to some kind of a compromise, that is what I am suggesting. Some kind of a compromise that would be acceptable to you and would also meet their requirements or their suggestions. If you are willing to do that. As far as the money goes, this was a promise that was made to you two years ago and members of this Committee are going to live up to that. There is no question about that. I was fully prepared to come here and say no problem, but I did not realize that there was another side to this story. If you could sit down and come to a compromise I think we would be willing to help you out.

Mr. Houle asked who are the abutters. Is it to the lower playing field?

Chairman Higgins answered I think you need to talk to everybody who is affected, Dick.

Mr. Sands stated there are like five houses on my street that are affected.

Alderman Girard stated I think Alderman Rivard could probably point us in the right direction.

Alderman Rivard stated all of the ones that run...

Mr. Sands stated my neighbor is right there and there is only three left to hunt down.

Alderman Rivard stated I talked to them, everybody who was home on the street. I went by this afternoon. Everybody was encouraging me to pursue the stockade fence.

Mr. Houle stated I am just trying to clarify if it is to the lower playing field.

Alderman Rivard replied it is where the ditch is, where there is a culvert that runs between the school property and the abutters. I am assuming that is where the fence is going.

Mr. Houle responded yes it is.

Mr. Sands asked which side of the ditch is that fence going on. I thought it was going towards our property, but somebody told me the other day that it is going on the school's, more toward the school so we are going to have a big ditch in our backyard too.

Mr. Marinace answered it is going away from the school property. You don't want that ditch in your backyard.

Chairman Higgins stated as a Committee we will direct Mr. Houle, Sargent Robidas, Alderman Rivard, Mr. Marinace, and Mr. Sands if you want to lead the charge to get together and come back to us with your decision.

Chairman Higgins stated we are now going to address the Change Orders since we have a quorum. Just to recap, landscaping for the slope that is not recommended. They want to look at some more bidding. The exterior signs, the bids will be available at the June meeting so we are not being asked to vote on that. We are being asked to vote on Change Order, #6 Dick, we don't need to vote on that because it has already been taken care of so you want us to vote on #4, #5, and #6. #4 is the miscellaneous floor changes. They are going to add some additional carpeting and they are going to be putting a quarry tile base where quarry tile floors are going. Apparently it was a vinyl base and we don't want to put quarry tile on top of vinyl. Then we want to add 300' of chainlink fence to the entrance road and finally the Board of School Committee had an opportunity to tour the school and they made a suggestion on the second floor lobby that there be an additional railing because it is very tempting for kids to want to jump or lean over.

Alderman Girard asked and this chainlink fence has nothing to do with what we just talked about.

Chairman Higgins answered no, absolutely not.

Alderman Girard asked and the reason for adding the fence is.

Mr. Marinace answered if you remember we had the sidewalk at the entrance road from Mammoth Road up to the first parking lot. The sidewalk looks good but now you have kids walking along there and there is a slope that drops off to a detention pond. That detention pond can have water in it. It is not right at the sidewalk but it is within 30' or 40' feet.

Alderman Girard asked and how high is this fence.

Mr. Marinace answered it is a standard 5' chainlink fence.

Alderman Girard asked does that conform with the zoning ordinance, Mr. Lafreniere.

Mr. Lafreniere answered it would certainly seem to as I understand the place where it would be.

Alderman Girard asked I thought 4' was the highest we could go.

Mr. Lafreniere answered 4' is the highest you can go in a street area. The question would be if the access road was a public street, but also the City is not necessarily subject to the provisions of the ordinance.

Alderman Girard stated well whether it is subject to them or not, I believe they should follow them. So because we built the sidewalk as a change order, we now have to add a fence to keep people from tumbling into a 30' detention pond.

Mr. Marinace replied it is not a 30' detention pond. The detention pond is about 30' or 40' away from the sidewalk.

Chairman Higgins stated we would rather be safe than sorry.

Mr. Marinace stated it is a slope going down from the sidewalk to the detention pond. I don't think anybody would fall into it by accident. You wouldn't be able to survive on the streets if that happened, but I think it is just to keep the kids on the sidewalk rather than have them wander down that slope into the detention pond.

Alderman Girard asked are you concerned that it would be an attractive nuisance without the fence.

Mr. Lafreniere answered I don't know.

Alderman Girard asked Mr. Marinace, are you concerned about that.

Mr. Marinace answered I wasn't.

Mr. Houle stated I was.

Alderman Pinard moved to accept Change Order #4, #5 and #6. School Committee Member Healy duly seconded the motion.

Asst. Superintendent Brennan asked don't we have some chainlink fence onsite now.

Mr. Houle replied we are probably going to have a lot of extra chainlink fence.

Asst. Superintendent Brennan stated that is what concerns me. If you have that and you go to a different fencing for the abutters, would we not then have enough chainlink fence to meet that need.

Mr. Houle replied yes. We are planning on it. We don't know what direction we are going, but we already own all of that chainlink fence that is onsite and we plan on...Frank, does that number reflect new chainlink fence.

Mr. Marinace stated if you can use a chainlink fence, if you change the fence at the fields and don't put chainlink we can reduce that \$4,630 number by \$1,978.

Chairman Higgins asked can we say that is a not to exceed figure. So if you can get it cheaper or if you don't need to get as much.

Mr. Marinace answered you should say not to exceed \$4,630.

Alderman Girard asked could we just table that item until we find out what is going to happen with the fence and have them come back at a later date.

School Committee Member Healy stated I don't see what the need to do that would be because I think regardless of the type of fencing they are going to put there, we are still going to put a fence there. A fence should go there regardless.

Alderman Girard stated well I don't want to vote to appropriate \$4,600 if I can get away with doing \$2,600.

School Committee Member Healy stated but if it is not \$4,600 and it comes in at \$2,600 we are not going to spend \$4,600.

Alderman Girard stated but we will have to go through the process to reprogram that change order then. Is tabling going to hold you up, Mr. Houle.

Chairman Higgins stated actually, Mr. Girard, we already own it, don't we.

Alderman Girard replied no, I meant this change order to add \$4,630. I realize that we already own what is onsite.

Mr. Houle stated we are going to have to come in with a change order for the abutters anyway.

Alderman Girard asked can we deal with the fence at the same time you come in with the fence for the abutters.

Alderman Pinard moved to amend the motion to accept only Change Order #4 and #6 and to table Item 5. School Committee Member Healy duly seconded the motion. Chairman Higgins called for a vote. There being none opposed, the motion carried.

Chairman Higgins addressed Item 5 of the agenda:

Central/West Heat & Ventilation Improvements --

Mr. Houle stated we have the engineer with us, David Dill, this evening.

Mr. Dill stated I have my firm's recommendation (handed out). We started negotiations with the general contractor, who was the low bid, but also the lowest bidder on the project to see if we could reduce the cost. Those negotiations came

as far as they could this afternoon. With the latest information available, we were able to reduce the costs through negotiations by \$9,792.00.

Mr. Houle stated I am sorry for interrupting, but he was the only bidder.

Mr. Dill stated right. I did say that he was the lowest bidder but he was also the sole bidder.

Chairman Higgins asked is that who we are working with now.

Mr. Houle answered yes and as David is saying, we did call him and his subs in only to develop a certain level of comfort as he was the sole bidder and we did have great concern over that.

Chairman Higgins asked is there any reason why no one else bid on it. Is the economy that good.

Mr. Dill answered it depends on how much time. There were four prequalified bidders. Two were major mechanical contractors who did work at each school over the past two years and one general contractor and another general contractor who elected not to bid the work. The economy is strong. There is a tight resource market for subcontractors. I know of a school up in Burlington, VT that came shopping down to Bedford, NH for their electrical subcontracting and he has worked on this job for the past two years. So, the economy is strong. If it is not a big job, if it is not an easy job, you are going to be hard pressed to get good, solid competitive bidding. The market has changed quite a bit in the last several years. That is my short answer.

Chairman Higgins stated I am looking at the chimney. Is that part of that bid?

Mr. Houle answered yes it is but I will use annual maintenance funds to pay for that.

On motion of School Committee Member Healy, duly seconded by Alderman Girard, it was voted to accept the bid.

Chairman Higgins addressed Item 6 of the agenda:

Central High School/Locker Room Improvements --

Chairman Higgins stated when we met at Webster School in April, we had a discussion about the lockers and there is a letter in here from, I believe, that is the City Solicitor. Well, that was the City Solicitor's opinion through Mr. Houle, right.

Mr. Houle stated I had an informal discussion with the City Solicitor and that is where I left it. I reviewed some documents with him so there was no formal review requested and that is why I copied him. If I want some fast information, that was the easiest way for me to do it.

Chairman Higgins asked so what you are saying here is that we could take them to court.

Mr. Houle answered yes, there is no question that we could take them to court.

Chairman Higgins asked but we are not guaranteed to get anything. We are not guaranteed to win or to lose.

Mr. Houle answered that is correct. In addition, it occurred to me that at the time the judge would settle, if there were additional damages for example, the paint came off because of the lock, that would be deducted.

Chairman Higgins stated when I originally read this, my first inclination was go for it.

School Committee Member Healy asked this is with Eclipse. Last month, didn't we award them a contract. If they are not going to serve the City right and hold up to what they say they are going to do then why do we continue to give them contracts. Lets go back and talk to them and say if you want to continue to do business with the City then you have to make good on the work that you do.

Mr. Houle replied I just can't give a legal opinion, but we have been through a separate process here. He was prequalified to bid that job. On this job here, and I agree with your analogy earlier of a new car. We have an architect who signed off on it and the administrators at the school signed off on it.

Chairman Higgins stated it is actually up to this Committee how we want to proceed. Do we want to pursue this?

Alderman Girard stated it seems to be that if the administrators at the school and the architect signed off on the repairs, that we are going to have a pretty weak leg to stand on in court. If I were the attorney I would put the principal up there and say you were happy with the work weren't you? Yup. Thank you very much.

School Committee Member Healy stated I don't think the architect had the right to go to the principal and have the principal sign off on work that is being done in their building. That is not their job. They shouldn't be in there giving the final okay on work that is done in their school. We have people on board who do that.

Chairman Higgins stated actually it comes from this Committee. Doesn't it?

Alderman Girard stated as I recall, and as you know I attended several of these meetings over the years, there was always a problem when projects were completed. There was a lot of criticism for members of the Committee and members of the School Administration of the Public Building Services process that did not rely on or allow for the principals of the buildings to have some kind of sign off on the work. In other words, it was thought that if the principal or the school administrator was happy with the work, that was a pretty vital check because as you know some projects were completed, the principals weren't happy, nobody asked them, everyone was critical of the process so now the process has been changed to give the principals that authority to go in and say yea, looks good to me or no, I am not satisfied and we all know that the principals of the buildings have, from time to time, let us know of their dissatisfaction. So, it seems to me here that the best process is unclear and I would be more than happy, as a member of this Committee, to try to develop a process that would satisfy everybody's desire to have input and to have final sign offs but if the process was followed as we knew it to exist, again I am not sure and I don't necessarily disagree with what Mr. Healy has said about the new car and everything else, I really don't, I think he is right on, but my only concern is from a practical point of view gee are we tilting at windmills here. If the proper sign offs weren't obtained and the process wasn't followed, then I guess we would have something to go in and say wait a minute, we never released you from this work but we did. Whether we are happy with it or not, we did release them so I have my concerns about bringing this into court. I think we are just going to spend some money and get hit.

Mr. Houle stated what I would like to add is that you may recall the locker problem we had at West High School. The principal was in disagreement with what happened. The architect, as a result of our following the architect's recommendation or the Committee, it probably cost them between \$5,000 and \$10,000 to correct that.

Chairman Higgins stated I thought it was more like \$13,000.

Mr. Houle replied well it was expensive and I think he may have resold the lockers but he did suffer and what we did the last time we had a problem is we followed the recommendation of the administrator and frankly, over the years, the only person that is usually in place has been the principal. Now if we had Mr. O'Shea available to us over the years I would feel a lot more differently about it, but it has been difficult.

School Committee Member Healy stated I won't argue the point that the building principal should not be involved in the process, of course they should be involved in the process. It is their school and they know what is going on but they are educators. They are not building contractors. The person, whoever it is, they are supposed to sign-off and to review these rooms. It should have been done. Not the final say with the building principal. It is obvious. You go into those lockers, those lockers are damaged, we paid to have brand-new lockers, perfect lockers, and we have dented lockers. That is the bottom line.

Alderman Girard stated again, I am not going to argue that with you. I don't disagree with all. My only problem is whether or not the company is, in fact, liable. If there is a way, if perhaps this Committee could be given the procedures that are to be followed before a project is signed off on it might be helpful to us all because I think we might all have different ideas of what that procedure is and how it has evolved and who is ultimately responsible, but again not to beat a dead horse I don't disagree with what the Vice Chairman of the School Committee is saying, I really don't but my question is whether or not the contractor is at fault for our saying okay this is satisfactory. Regardless of who said it. If it was said within the process that has been established and has been followed, we don't have anything that we can walk away with.

Chairman Higgins stated our immediate decision is and I put this to the Committee, do you want to proceed with this.

Alderman Pinard moved to drop the issue. Alderman Girard duly seconded the motion for discussion.

Alderman Girard asked, Mr. Houle, were the procedures that are in place for the sign off of a project followed.

Mr. Houle answered the most direct way to answer that is that we followed the same procedures that we did for the improvements of the locker rooms at West High School.

Alderman Girard asked are there a formal set of procedures in place.

Mr. Houle answered no, Sir, there are not.

Alderman Girard stated past practice having been observed and there being no official procedures that we can point to to say this is what should have been done, I will stand by my second and ask that Mr. Houle be requested to develop a set of procedures, working with School Administration, to bring to this Committee for approval before future projects are signed off on.

Chairman Higgins called for a vote. School Committee Member Healy being duly recorded as opposed, the motion carried.

Mr. Houle stated one fast solution. In the future, I will come to the Committee before a retainage is released on both the construction and architectural contracts.

Chairman Higgins stated actually, I think it is a very good idea to have a policy, a written policy in place and that is something that should be developed with our administration. Whether it be the Business Administrator or, well that is probably the most logical place and yourself. We should have something written and then there is no question and it is not ambiguous anymore. Whoever we are employing knows that this is the procedure.

School Committee Member Healy stated I just want to say one thing. I just kind of irritates me. You know you have an architect, that person should be in the school looking at it and that should not have been acceptable to him. If he signed off on it, why did he sign off on it when 400 to 500 lockers are dented.

Alderman Girard stated if Mr. Healy would like to, he can give notice of reconsideration here and we can keep this item open for discussion. That way, we can work with Mr. Houle to find out more about the process that we went through to determine whether or not we do have some cause to pursue this. Again, I don't disagree with his sentiments, I just don't think that we can do that.

School Committee Member Healy asked for reconsideration on the locker vote.

Alderman Girard stated okay that will come back at our next meeting. In the meantime, perhaps Mr. Houle can get us some more information regarding the matter and we can make a better decision then.

Chairman Higgins addressed Item 8 of the agenda:

Memorial High School Science Lab and Other Improvements

Mr. Houle stated we have the architect here this evening, Fred Matuszewski. He and I also met with in this case here all three bidders, all three contractors. I am sorry, both. One did feel it was unfair.

School Committee Member Healy asked and why was that.

Mr. Houle answered they thought we should have just dealt with the apparent low bidder and Fred will go through the differences. We are satisfied with the outcome, but it just...

Chairman Higgins asked we didn't go with the low bidder.

Mr. Houle answered we did. He didn't understand the phases. One had a higher bid on Phase I. I would have liked to have been able to pick Phase I here and Phase II here. We would have saved a bundle, but again it relates to the problem mentioned earlier by David Dill, inability to get some subcontractors to bid the work.

Mr. Matuszewski stated I had forwarded my report. First of all, a number of weeks ago prequalification notices were sent out to contractors and that is reported here. We had 12 responds. Now bear in mind that even with that number there are a number of contractors who are ill-equipped to handle a project of this scope and difficulty. We prequalified three contractors. Bonnet, Page & Stone, Harvey and Meridian. Bids were received by Harvey and Meridian. Bonnet, Page & Stone withdrew on the last day. The project, as drawn up, as presented to the contractors, as defined within the documents, is divided into two phases. Phase I to be constructed this summer. Phase II next summer. The contractors were required to submit prices for both and to hold their prices through to the end of next summer. They were requested to bid both phases aggressively and that money would only be available for Phase I of the construction. There are bid receipts or a bid spread or breakdown on the last sheet of this submittal and you will note that the two bids received have a very close spread if you look at the total amounts. The problems that we encountered were within the phases and that

could basically be substantiated after talking with each of the contractors separately and then a follow-up conversation with Harvey is that when subcontractors bid a project they look at the entire project and even though it is defined I don't know how many times over in the documents that it is broken into phases, they bid the project. Sometimes they even make up their own phases. So what the general contractors had to do was to take the bids as they were coming in from several contractors within a separate discipline and then perhaps begin to break out their own phasing as they saw what was relevant from bid to bid. That wasn't always down the line. Electrically, it was difficult to get interest in this project. It is a difficult project. It is a complicated project and as Mr. Dill had commented earlier, there are subcontractors who are not interested in projects of this type given the climate out there. Neither Meridian or Harvey carried electrical contractors. They carried budgets and are bound by their bid within that discipline to find contractors. As stated, it is easier for them to align with an electrical contractor once they have a project in hand. If you review the separate prices on the alternates, you will see that they are all within a couple of hundred dollars of each other with the exception of alternate 5. Alternate 5 is an electrical alternate. With the new project, we are looking to perhaps install new circuit breakers in the main distribution panel. There appears to be a little bit of a question in this in speaking with Harvey Construction and the electrical contractor that they were speaking with. A question of the ability to do this. Now that can be taken a variety of ways. Are they going to fit? Yes they probably will. What is the hardware that is going to attach them? The contractor really needs to take a good look at this. This is an elective alternate and it has been nailed down to a price of \$11,500 from that initial spread of \$5,000 to \$20,000, but that is not a hard price and I think that is something that warrants further consideration. Also with a couple of more days behind them and not the frantic last minute, I don't know if anyone is fluent with the bidding process but it is sort of legalized insanity with prices coming in within the last few minutes, but in my conversations with John Czar the Wednesday after the bid opening of the previous Thursday, they refined their phases. Their total is still the same. Their amounts on the base contract is still the same. Their alternates are still the same with the exception of this one alternate that we can discuss further, but their base price of \$1.9 million can be broken down into a Phase I price of \$935,000 and a Phase II price of \$965,000.

Alderman Girard asked is this for Harvey Construction.

Mr. Matuszewski answered yes. Harvey Construction, giving the overall low bid, for both phases. The Meridian's base price is \$1,992,000 and if, with the inclusion of the alternates, and quite frankly I was taking the face value of the alternates as Harvey and Meridian had presented them on bid days, we have a spread of \$65,700.

Chairman Higgins asked are you comfortable with Harvey.

Mr. Matuszewski answered we are doing a, yes is the answer. We have done work with them before. We worked with them on school projects for Nashua. We have a large state project with them, the Brown Building renovation which is 120,000 square feet of office space on the State Hospital grounds and a 450 car garage. They are an excellent contractor and we have a long working relationship with both the old Harvey and the new Harvey.

Chairman Higgins asked so your recommendation is to go with Harvey.

Alderman Girard moved to accept the recommendation. Alderman Pinard duly seconded the motion. Chairman Higgins called for a vote. There being none opposed, the motion carried.

Mr. Matuszewski stated we are recommending Harvey for the first phase of the project. The alternates for the vinyl flooring, the lab equipment, the furniture, the mobile storage system, etc. occurs in the second phase and we can entertain those alternates at that time as those monies become available.

Alderman Girard asked so we just moved Phase I, that is all we did.

Chairman Higgins answered yes.

Mr. Houle stated the intent is to award a change order unless something materially changes it would an award that is from a change order for the second year.

Chairman Higgins asked so we are giving them the contract for both phases.

Mr. Houle answered no.

Chairman Higgins asked we are giving them a contract for Phase I. Why would we do a change order for Phase II?

Mr. Houle answered because we cannot award a contract for the entire amount. We don't have the money. We only have the money for this year. There is only about \$1 million in the budget for this so we cannot execute a contract for money that we don't have.

Chairman Higgins stated but they bid on both phases and the prices remain the same.

Mr. Houle stated and they are the low total bidder. The intent is and the way to handle it legally is by change order.

Chairman Higgins asked but can we do a change order for that amount of money.

Mr. Houle answered we did it for Year 2 of the Heating & Ventilation Program at West and Central.

Alderman Girard asked do you need a motion now.

Mr. Houle answered no. It is just that that is the intent when the money becomes available. We will probably move on this a little earlier because we would like to get the lab furniture earlier much earlier than this time of the year. This is a little late to be ordering lab furniture.

School Committee Member Healy stated there are a number of people in the audience who have posters relating to and addressing the Chandler situation. Is that something that is in the purview of the Committee at this point?

Chairman Higgins answered no. We are bringing it up at the next Building & Sites Committee Meeting. I have it on the agenda.

Alderman Girard stated it was brought up earlier after I asked if Alderman Rivard could speak that somehow there was a change in position and I certainly expect the Chair's ruling on that. I just wanted to clarify that I had not changed my position on the conduct of this Committee and asked that Alderman Rivard be allowed to speak to a specific item regarding a specific issue on behalf of the neighborhood that was affected by a project. Had Alderman Rivard wanted to sit here and generally participate as part of the Committee discussion on all of the items before us which is what I have objected to in the past, I certainly wouldn't have supported that. That was the basis of my request. It is in no way contradictory to a position that I have held and believe the Committee should maintain all along as it regards to proceedings of this Committee. It was a specific request on a specific item and as we saw he addressed that item and did not participate beyond that and was only able to do that upon the invitation of the Committee. I just wanted to clarify that.

Chairman Higgins stated I appreciate that, but I think we acted properly. I am trying to be consistent.

Alderman Girard stated I do not fault the Chair.

Chairman Higgins stated Roberts Rules say that you can appeal my decision which you did so I think we did everything properly.

Alderman Girard replied I agree. I just didn't want anyone to think that my position as to how this Committee should be conducted was changed by this or is in anyway different from what I had stated before.

There being no further business to come before the Committee, on motion of Alderman Pinard, duly seconded by Alderman Girard, it was voted to adjourn.

A True Record. Attest.

Clerk of the Committee