

## BOARD OF MAYOR AND ALDERMEN

January 4, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Pariseau.

A moment of silent prayer was observed in memory of Governor Gallen.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Copy of communication to Richard Josef from Mayor Beaulieu was presented advising of his appointment to the Manchester Housing Authority for a five year term. Ald. Pariseau inquired as to whether or not Mr. Josef was a resident of Manchester, Mayor Beaulieu advising that he was a resident, however that was not a requirement for the appointment. Ald. Batalis advised that the Aldermen did not even know who this man was, Mayor Beaulieu advising that he would have Mr. Josef present at the next meeting. Being informational, the communication was received and filed.

Communication was presented from Ald. Leo Pepino offering an amendment to the new Procurement Code. Under the rules, the communication was referred to Committee on Bills on Second Reading.

Communication was presented from John Hoben requesting consideration for filing an Urban Development Action Grant for application for an industrial acquisition and rehabilitation project at 540 No. Commercial Street. The communication was referred to Special CIP Committee for the conduct of any required public hearings and a report to the Board.

A report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that

## MEMORANDUM OF AGREEMENT OF NEGOTIATED SETTLEMENT

## BETWEEN

CITY OF MANCHESTER, N.H. ALDERMANIC NEGOTIATING TEAM

## AND

BUILDING MAINTENANCE DEPARTMENT BARGAINING UNIT,

LOCAL 298, AFSCME, AFL-CIO

attached hereto and made a part hereof, be granted and approved. Ald. Crotty moved that the report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Pariseau. Ald. Provencher inquired as to whether or not this contract has been ratified by the Union as the agenda showed no signatures, the Clerk advising that the contract has been ratified by the Union; that at the time the agenda was being copied, Mr. Jenkins was in the process of obtaining the negotiating teams signatures; that we proceeded, for record purposes, without a signed agreement; that before this is recorded, we will have the signed agreement in hand. Ald. Provencher amended the motion that the report of the Committee be accepted and its recommendations adopted subject to receipt of the ratified agreement. The motion was duly seconded by Ald. Pariseau, and it was so voted.

A report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that

Copy Cm. fr.  
Mayor

R. Josef MHA

Rec'd &amp; Filed

Cm. fr. Ald.  
Pepino  
Ref. Bon2R

Cm. fr. Hoben

Ref. Sp. CIP Cm.

Rep. Cm. Finance

Motion  
Acc. Rec. Adopt.Amendment  
Receipt of  
ratified agree-  
ment  
Voted

Rep. Cm. Fin.

## MEMORANDUM OF AGREEMENT OF NEGOTIATED SETTLEMENT

BETWEEN

CITY OF MANCHESTER, NEW HAMPSHIRE

BOARD OF SCHOOL COMMITTEE/ALDERMANIC NEGOTIATING TEAM

AND

LOCAL 298, AFSCME, AFL-CIO

attached hereto and made a part hereof, be granted and approved. On motion of Ald. Rinker duly seconded by Ald. Pariseau it was voted that the report of the Committee be accepted and its recommendations adopted subject to receipt of a signed agreement.

AccRecAdopt  
subject to rec.  
signed agreement

Recess

Mayor Beaulieu called a recess to permit the Committee on Enrollment to meet.

BackOrder

Mayor Beaulieu called the meeting back to order.

Rep.Cm.Enroll-  
ment

A report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

"Amending Chapter 19, Article II, Industrial Council of the Code of Ordinances of the City of Manchester"

"Amending the Code of Ordinances of the City of Manchester by inserting after Chapter 20 the following new Chapter 20 1/2 Procurement Code"

are properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Gimás it was voted that the report of the Committee be accepted and its recommendations adopted.

Acc RecAdopted  
Ordinances

Ordinances:

"Amending Chapter 19, Article II, Industrial Council of the Code of Ordinances of the City of Manchester"

"Amending the Code of Ordinances of the City of Manchester by inserting after Chapter 20 the following new Chapter 20 1/2 Procurement Code"

On motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted to read by title only. These Ordinances having had their third and final reading by title only, on motion of Ald. Crotty duly seconded by Ald. Gelinás it was voted on passing same to be ordained.

Ordained

J. Walsh  
ex-officio  
Bd. Registrars

In accordance with provisions of the Charter, on motion of Ald. Batalis duly seconded by Ald. Thibault it was voted to designate Joan E. Walsh, City Clerk, an ex-officio member of the Board of Registrars for a term concurrent with her term of office as Clerk.

Confirm  
T. MacLeod  
PWDirector

On motion of Ald. Thibault duly seconded by Ald. Gelinás it was voted to confirm the nomination of the Highway Commission of Theodore S. MacLeod as Public Works Director for a term of 6 years, expiring January, 1989.

Confirm  
R. Loughlin  
TrafSuper.

On motion of Ald. Cashin duly seconded by Ald. Gimás it was voted to confirm the nomination of the Traffic Committee of Richard Loughlin as Traffic Superintendent for a term of 6 years, expiring January, 1989.

Confirm J,  
Hoben City  
Coordinator

On motion of Ald. Cashin duly seconded by Ald. Carignan it was voted to confirm the Mayor's appointment of John Hoben as City Coordinator for a term of six years, expiring January, 1989.

Confirm Paul  
Martineau Bd.  
Registrars

On motion of Ald. Crotty duly seconded by Ald. Gimás it was voted to confirm the Mayor's appointment of Paul Martineau as a member of the Board of Registrars for a term of 3 years, expiring April 30, 1986.

Mayor Beaulieu advised that a motion was in order to confirm his appointment of William MacDonald as a member of the Board of Adjustment to fill the unexpired term of Lewis Mooney, resigned, term expiring March 1, 1986. Ald. Pepino inquired as to who William MacDonald was, Mayor Beaulieu calling Mr. MacDonald forth to be recognized, advising that he was employed with the Manchester Gas Company. On motion of Ald. Gelinis duly seconded by Ald. Cashin it was voted to confirm the appointment.

Confirm W. MacDonald Bd. of Adjust.

On motion of Ald. Pariseau duly seconded by Ald. Rinker it was voted to confirm the nomination of Paul Porter to the Board of Assessors for a term of 6 years, expiring January, 1989.

Confirm Paul Porter Bd. Assessors

On motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to confirm the nomination of Elmer T. Bourque as City Solicitor for a term of 6 years, expiring January, 1989.

Confirm E.T. Bourque C/S

On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to confirm the nominations of Al Meersman and Arthur Lewis to succeed themselves as members of the Trustees of Cemeteries for terms of 4 years, expiring January, 1987.

Confirm Al Meersman and A. Lewis Trustees Cemeteries

On motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to confirm the nomination of Robert Rivard to the Highway Commission for a term of 3 years, expiring January, 1986.

Confirm R. Rivard Highway Comm.

Ald. Pepino being recorded as opposed.

On motion of Ald. Carignan duly seconded by Ald. Gimas it was voted to confirm the Mayor's appointment of Peter Poirier as a member of the Fire Commission, term expiring May 1, 1984.

Confirm Peter Poirier Fire Comm.

On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted to confirm the Mayor's appointment of Roland Rivard as a member of the Fire Commission, term expiring May 1, 1985.

Confirm Roland Rivard Fire Comm.

Ald. Pepino being recorded as opposed.

Ald. Pepino Oppos.

Mayor Beaulieu advised that Former Mayor Stanton, Former Ald. Verville and Burkush were present.

Mayor Beaulieu advised that Election for Police Commission, term expiring September, 1984, nominees as follows:

Election for Police Comm.

Al Dion  
Richard Cunningham  
Walter McCarthy  
James Barry, Jr.

William Corriveau  
Thomas Noonan  
Dan Fletcher  
Harry Anagnos

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to withdraw the name of Al Dion from Police Commission, term expiring September, 1984. On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to withdraw the name of Walter McCarthy from Police Commission, term expiring September, 1984.

Dion withdrawn

McCarthy withdrawn

Ballot 1

Ballot 1

Ald. Rinker, Carignan, Batalis and Gimas voted for Richard Cunningham;  
Ald. Pepino, Gelinis, Crotty and Pariseau voted for James Barry, Jr.;  
Ald. Cashin, Thibault and Provencher voted for William Corriveau; Ward Five vacant.

No candidate received the required votes and balloting continued.

Ballot 2

Ballot 2

Ald. Rinker, Carignan and Batalis voted for Richard Cunningham;  
Ald. Pepino, Gelinis, Crotty, Pariseau and Cashin voted for James Barry, Jr.;  
Ald. Gimas, Thibault and Provencher voted for William Corriveau; Ward Five vacant.

No candidate received the required votes and balloting continued.

Ballot 3

Ballot 3

Ald. Rinker, Carignan and Batalis voted for Richard Cunningham;  
 Ald. Pepino, Gimas, Gelinis, Crotty, Pariseau and Cashin voted for James Barry, Jr.;  
 Ald. Thibault and Provencher voted for William Corriveau; Ward Five vacant.

No candidate received the required votes and balloting continued.

Ballot 4

Ballot 4

Ald. Rinker and Carignan voted for Richard Cunningham;  
 Ald. Batalis, Pepino, Gimas, Gelinis, Crotty, Pariseau, Cashin,  
 Thibault and Provencher voted for James Barry, Jr.; Ward Five vacant.

Unan. vote for  
J. Barry, Jr.

On motion of Ald. Provencher duly seconded by Ald. Rinker it was voted that a unanimous vote be cast for James Barry, Jr. for Police Commission, term expiring September, 1984.

Election for  
Police Comm.

Mayor Beaulieu advised that Election for Police Commission, term expiring September, 1985, nominees as follows:

Al Dion	William Corriveau
Richard Cunningham	Thomas Noonan
Walter McCarthy	Dan Fletcher
	Harry Anagnos

Mayor Beaulieu advised that the person elected would have to be a union representative.

Ballot 1

Ballot 1

Ald. Rinker, Carignan, Batalis, Gimas, Gelinis, Crotty, Pariseau, Cashin, Thibault,  
 and Provencher voted for Thomas Noonan; Ald. Pepino voted for Harry Anagnos;  
 Ward Five vacant.

Unan. vote for  
T. Noonan

On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted that a unanimous vote be cast for Thomas Noonan for Police Commission, term expiring September, 1985.

Tabled Item  
removed

On motion of Ald. Pariseau duly seconded by Ald. Carignan it was voted to take confirmation of Gerry DeGrace as a member of the Airport Authority from the table. On motion of Ald.

Confirm DeGrace  
Airport Auth.  
Ald. Cashin,  
Crotty, Gelinis  
opposed

Carignan duly seconded by Ald. Rinker it was voted to confirm appointment of Gerry DeGrace as a member of the Airport Authority. Ald. Cashin, Gelinis and Crotty being recorded as opposed.

Mayor Beaulieu  
Ex. Comp Plan

Mayor Beaulieu advised that a couple of weeks ago the Committee working on the Executive Compensation Plan requested direction as to whether they should pursue setting up guidelines for consultant work. Ald. Gelinis advised that he was totally opposed to that; that this

Ald. Gelinis

Board should recognize the inequities within the city and resolve them. Ald. Pepino advised that there was a consultant report done back in 1973, Mayor Beaulieu advising that a few

Ald. Pepino

Ald. Rinker

positions were upgraded and the rest were stabilized; that it could be obsolete. Ald. Rinker advised that the Insurance Committee has used consultants and found it to save money in the long run. Ald. Provencher advised that the problem with the Board doing this work themselves

Ald. Provencher

is that we would be dealing with personalities, whereas consultants would be dealing with positions. Ald. Gimas advised that we are in the middle of the Budget and should not even

Ald. Gimas

be considering this at this time. Mayor Beaulieu advised that he was not looking for money at this time, but guidance from the Board as to whether the Committee should make a recommendation to the Board regarding consultant work; that he did not feel he was qualified to decide who

Ald. Batalis

should and should not be promoted; that the Personnel Department has struggled with this area for many years; that it is an unpopular subject; that we are not looking for funds, but for a plan which the Board can look at. Ald. Batalis suggested that we look at this after the budget is

prepared. Mayor Beaulieu advised that we would discuss this matter with the Committee after the Budget is prepared.

Communication was presented from Tom Clark, City Solicitors Office, advising of an Intermunicipal Agreement with the Town of Bedford for Wastewater Services which requires an easement from the City of Manchester, and recommends that the Mayor be authorized to execute the easement to the Town of Bedford from the City of Manchester. Ald. Gimas moved to grant authorization. Ald. Provencher inquired as to how this would effect the West Side. Mr. MacLeod advised that Bedford has had a sewerage problem near the Sheraton Wayfarer for many years; that the Treatment Plant Regional Facility to serve Bedford received an EPA Grant to serve Bedford and existing property; that this agreement just provides easement to a section of pipe on the Merrimac River. Ald. Thibault suggested not agreeing to this until Manchester gets the dollars requested to complete the sewer problem on the West Side. Ald. Gelinas advised that this Board agreed to let the Town of Bedford buy into our Water Treatment Plant; that they had to pay fees to do this; that we are simply being asked to authorize the Mayor to sign an obligation that we have; that this is entirely a separate issue from the problems we are having in Manchester. Mayor Beaulieu advised that he, Ted MacLeod and Highway Commissioner Rivard and John Hoben had testified before a Special Committee in Concord earlier this year to request that the City of Manchester be moved from 1984 up to 1982 and was unsuccessful. Ald. Provencher advised that last spring, when the Congressional Delegation representatives were here, he asked if any other towns were paying for sewer bills in New Hampshire that were not receiving the service, and he has never gotten an answer. Ald. Cashin advised that he was concerned with the sewer connection on the West Side also, however this agreement was made in good faith by the City of Manchester with the Town of Bedford and requested that the Aldermen support this amendment. Ald. Provencher duly seconded the motion to grant authorization for Mayor Beaulieu to execute this easement. Ald. Pepino inquired as to where the West Side was at in the priority process, Mr. MacLeod advising that the southeast interceptor from Londonderry was the first priority, the West Side was the second priority scheduled for 1985. There being no further discussion, on the motion it was so voted.

Cm.fr.T.Clark  
Intermun.Agr.  
Bedford

Motion

Second

Voted

Ald.Gelinas

Ald. Gelinas requested that Mr. Dorval receive the usual congratulations that anyone who has served the City as well as he has in the past; that he made some very positive contributions to the downtown effort; that he hoped he would be at the next meeting to be recognized. Mayor Beaulieu advised that something would be done for Mr. Dorval like any other persons who have served the city well.

Ald. Batalis advised that a year or two ago Ald. Pepino had requested that all people being appointed be present; that people are being nominated that we don't even know; that if a person is being nominated, they should be present.

Ald.Batalis

There being no further business, on motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted to adjourn.

Adjourn

A true record. Attest.

*John J. MacLeod*  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me Joan E. Walsh, a member of the Board of Registrars and subscribed to the oath of office as prescribed by law.

s/ C.R. Stanton  
Justice of the Peace

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me, Theodore S. MacLeod, Public Works Director, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me, William MacDonald, a member of the Board of Adjustment and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me, Elmer T. Bourque, City Solicitor, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me, Robert Rivard, a member of the Highway Commission and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me, Peter Poirier, a member of the Fire Commission and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me Roland Rivard, a member of the Fire Commission and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me James Barry, Jr., a member of the Police Commission and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me Thomas Noonan, a member of the Police Commission and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 4, 1983

Personally appeared before me, Gerard DeGrace, a member of the Airport Authority and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 5, 1983

Personally appeared before me, John Hoben, City Coordinator, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 5, 1983

Personally appeared before me, Paul Martineau, a member of the Board of Registrars, and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

January 5, 1983

Personally appeared before me, Paul Porter, a member of the Board of Assessors and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

January 6, 1983

Personally appeared before me, George Soucy, a member of the Retirement Board and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 7, 1983

Personally appeared before me, Edward J. Osborne, Alderman, Ward Five, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

January 7, 1983

Personally appeared before me, Richard Loughlin, Traffic Superintendent, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

## BOARD OF MAYOR AND ALDERMEN - ROAD HEARING

January 17, 1983

1:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Gimas.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin and Thibault. Absent: Ald. Provencher.

Mayor Beaulieu advised that, as petitions were called, those wishing to speak in favor would be heard first, followed by those wishing to speak in opposition; that each person wishing to speak must step to the nearest microphone, when recognized, and announce their name and address in a clear, loud voice for the record.

## PETITIONS

Campbell St.

## a. Campbell Street

## Alteration and widening

Frank Thomas, Manchester Highway Department, advised this request was made to improve an existing safety problem at this particular of roadway; that what is proposed is to lower the grade of the road, there is presently a hump in the road, and to make the turn a little less sharp, so that we can improve sight distance and safety at this location.

Alfred Lessard, 511 Campbell Street, was recognized and stated that this was the property they were going to steal from him; that this fella just got up and said this was going to be a safety factor; that this was not true, because no matter how you try, you cannot prevent accidents; that on a straight stretch of road they will hit a telephone poll just as well as on a curb; that he received a letter stating they were going to take some of his property; that all my property is measured; that the one most in question here is measured 100 x 200; that according to the petition, they say they are going to take so much land, more or less; that when you go to the store to buy a dozen oranges, you don't take 13 or 11, you take 12; I do not go for this more or less deal; that looking at the blueprint, it says there is going to be an easement; that doesn't tell me anything; that what I want is footage, how deep they are going to go; that before we get some final footage, I am against it; that my lawyer could not be here.

Rita Espanoza, 451 Campbell Street, was recognized and stated that she was at the end of where they were going to take the property from; that she has been hit twice in that curb by cars, she should have more to complain about; that if you straighten that out the way you want to straighten it, it will be worse, they will either hit me more, or go right through this time; that I just hope they don't take any of my fence area, as I have put that there for my protection and I will fight for that fence.

Ald. Rinker advised he had received a peice of correspondence of a complaint from someone living on Campbell Street, Frank Thomas advising that he had a copy of the letter; that it was from Blance Grondin, 41 Popular Street, which is around the corner from where the work was being done, that she expressed concern as to why we were taking land from the south side of the street instead of the north; that that was fairly obvious seeing the bend in the road, if we are going to flatten out the curve, it has to be done to the south; that we are doing it for the benefit of the developer on the northerly side of the road; that this was not true; that this project has been talked about prior to any direct interest across the road; that as far as the last lady who spoke here, we are not taking any of her property at all under this proposed widening; that the letter also mentions setback on Mr. Lessards house, and the setback is appreciably being changed in front of his property, the remaining part is being effected by the taking; that the setback on the house isn't being effected; that he would circulate the letter.

Councilor Georgopoulos was recognized and stated he could understand the concern of the constituents there, and the gentlemen who talked about buying the oranges is 100% correct; that they should tell him exactly what they are taking; that he does not think it involves as much as he is thinking they are taking; that this came up when he was serving as Alderman, and it was there intention that when they got the grant from the Government, that whole road would be corrected; that he has had alot of people who have had accidents and near-miss accidents, including himself, on that curve; that it is very dangerous, it is on a hill and a curb, and it is a very heavily travelled road from the highway to Union Street; that he was sure when they viewed it, they would see how important it was for safety, and yet take into consideration the landowners there, it is important; that I don't know if they can take it from the north, or if they have to go to the south, but it is a very important completion of what should have been done three years ago; that at that time there was no complaints issued on this section; that one lady here has testified that there have been cars coming into her yard; that there would be alot more if it continues, and when there are icy conditions it is unbearable; that it is hard enough for one car to go through, never mind two cars, if you meet on top of that curb.

No one else appeared to speak in favor of or opposition to the petition.

b. Second Street

Layout & Construction of an Extension

Second St.

Frank Thomas, Manchester Highway Department, was recognized and stated that this was to lay out an extension of Second Street from Granite Street to Douglas Street; that when we had the last Road Hearing to layout the widening of Granite Street, the need arose to provide access into the No. Turner Street area; that this is to accomplish that request, both from the abutters to the north and also the Board; that the exact location of this connector would be between Goodwill Industries, the Raphael Club, Granite Street and Douglas Street, it is approximately 300 feet long.

No one appeared to speak in opposition of the petition.

c. Granite Street

Discontinuance of a portion

Granite St.

John Grogan, Planning Department, was recognized and stated that several of the petitions we were dealing with, Granite Street, School Street and So. Main Street all have to do with the Granite Square Urban Renewal Project; that these petitions are offered as parts of the action to which the City agreed as it moved into that Urban Renewal Project; that he wanted to point out the relationship of these to that project and that committed action.

George Sinclair, 114 School Street, was recognized and stated that he was a property owner at the corner of School Street and Fourth Street, which is directly at the bottom of the street you want to close; that this is supposed to be a development project to increase the property values of the area, to make the area much better; that it has long been noted a depressed area, and I knew that when I bought the place; that although they are supposed to try and make this area much better, the way you are going to close off this street, this section here is going to be the back of whatever is going to be there; this is going to be a hangout, as it already is a hangout for people who go to Squag Fruit around the corner of Main Street; that they come around the back and drink their beer as it is now; that the Police do patrol the area, but they pass by only at certain hours, and these people seem to know when they are not around there, because they use it for an outhouse, they throw their beer bottles and their cans around there; that when this section is closed off it is going to be harder for anyone to gain access to it, especially Police, and anybody who is there is going to be able to see them coming from the other end of the street and disappear; that this section is also used by anybody on the street that has to go up and around the corner, and that area would be used by nothing but delivery trucks, garbage trucks that come and collect the garbage there, that's all we will see along that street is the backs of the places where all these garbage cans will be collected, that these do nothing but draw rats.

No one else appeared to speak in favor or in opposition to the petition.

d. School Street

Discontinuance of a portion

School St.

No one appeared to speak in favor of or in opposition to the petition.

e. South Main Street

Discontinuance of a portion

So. Main St.

No one appeared to speak in favor of or in opposition to the petition.

f. Nutfield Lane  
Londonderry Lane

Discontinuance from Public Servitude

Nutfield Ln  
Londonderry  
LN

Attorney Hedley Pingree, representing Amoskeag Savings Bank, was recognized and stated that this petition has come about because the Amoskeag wanted to change the approach to its parking garage which is now fairly dangerous; that we were going to ask for change of location of the highway; that it was recommended that instead of that we petition to discontinue both of these roads; that we have all three abutters joining in the petition; that there is a recommendation it be subject to a new agreement between the owners and we are working on that, and that we give utility easements, and that is perfectly acceptable, of course.

Councilor Louis Georgopoulos, was recognized and stated that he was one of the abutters and he has given the Bank permission to take possession of those roadways; that his feeling is that although the City tries to do a good job in cleaning them and so forth, that they will have the snow removed as they do in their own area, and therefore, he sees no reason to object to it.

On one appeared to speak in opposition to the petition.

g. Hillsboro Street aka Jeanette Street

Discontinuance

Hillsboro aka  
Jeanette St.

Bradford Cook, representing Braverman Realty Company, the partnership has brought the petition, was recognized and stated that if you look at the green area on the map as shown up on the wall, it is twice as long as the area being petitioned for, we are not petitioning for discontinuance of the paved portion which goes from Hanover Street in a northerly direction as is presently paved, however beyond that, that part that comes down from Amherst Street is very steep, unimproved land; my clients own the land immediately to the west of that, which is an unimproved lot on Amherst Street; they do not want to do anything to the part that is paved, they do not want to do anything to the part that is presently being used, they have no present plans to use that lot, there have been alot of rumors up there that they are going to put 747 apartments up

there or something, but they have absolutely no plans to use the property at the present time; that the purpose of this is that they also own an apartment house at the corner of Alfred and Amherst, which is next to the unimproved lot; that to do sufficient off-street parking for the apartment building on the corner, a proposed buyer has sought to get a portion of the unimproved lot for parking; that will create a lot which is too small for other use, as they say they have no proposed other use; they therefore brought the petition for discontinuance which will allow the parking for off-street parking to service that apartment building, which I think is a three family, and will also create a conforming use so that they won't have to then go get a variance which will create more dense use; that if you have inspected the site, the steepness and the other access to that area from roads off of Hanover Street makes it unlikely that the city would discontinue; that as a matter of public policy, I would be reluctant, if I were an Alderman, to discontinue any rights that the city had anywhere; but in this particular instance, in this particular place, given the topography and the likely uses, I think it would be better than creating a situation which would create a more dense use on a nonconforming lot, and that is why we have requested it, and I can assure the abutters and neighbors who are justifiably concerned about what is going to happen in their very nice neighborhood, that we have no plans to use that unimproved lot, nor is there any purchase and sale agreement, or proposal for its use; that we are just trying to straighten out a situation and allow some offstreet parking on the corner apartment house; that he would be glad to answer any questions.

Dave Weners, 580 Amherst Street, was recognized and stated he gave Ald. Pepino a petition signed by at least 30 people; that they felt this was the first step by Braverman Realty in isolating this property; that he says now that they are not sure they are going to develop in the future, but we cannot be sure of that, so we are against it.

Mary Healy, 592 Amherst Street, was recognized and stated that not knowing the full intention of Braverman Realty, she was against the petition.

Carol Anderson, 573 Hanover Street, was recognized and stated that her question was, she understood they did not want to touch the paved part, but would people who are going to be parking have access to their parking lot from Hillsboro Street where it is paved now, are they going to run their parking lot all the way through.

Attorney Cook advised they were not proposing a parking lot; that there is presently a purchase and sale agreement to sell the apartment house on the corner, but not the lot, which would sell it to a different owner, the person who is proposing to buy it, does not propose to buy the lot, nor has he been offered the lot; that there is no proposal to do anything with the lot at the present time, which is not to say that if somebody came along and wanted to build a house there, Braverman Realty wouldn't sell it to them, but there is presently a purchase and sale agreement to sell that to provide enough parking for that house, they want an easement on the westerly portion, not a parking lot, and certainly would have no access from the street; but they want an easement to park 2 or 3 cars in a portion of the westerly part of the lot; that if an easement were granted on the westerly portion of the lot, it would create a nonconforming lot because it would be too small; Braverman Realty does not want to have a nonconforming lot, to then have somebody to densely use that lot or have in unsaleable; that is the whole reason for the thing; there is no proposal by anybody, nor intention by anybody to purchase the lot who is buying the corner; so there will not be one big piece created that anybody can do anything with; it will be a separate owner, and there is already a purchase and sale agreement for that; that we are just trying to create a situation so a couple more cars can be parked there and not create a nonconforming lot; that is the sole purpose of the thing.

Carol Anderson advised that she had a large family and they felt, along with several of their neighbors, that this could be the start of something tremendously involved; that not knowing what they wanted to do with the land, she could see at some point them opening access to that little strip of street which abutts onto Hanover, and she knows from living on Hanover Street that trying to get her car out of her driveway onto Hanover Street is absolutely ridiculous; and to bring a situation in where in some future date, more cars could be accessing onto Hanover, could be very difficult for everyone concerned, and could really be a safety hazard; so we are opposed to discontinuing Hillsboro Street.

Frank Gunther, 591 Amherst Street, was recognized and stated that he was an abutter to the property in question; that he said he wanted to make a parking lot out of a portion of that; that there was already people parking there; that they have put in gravel and filled up some area of it which does not even come near to the property that he is in question of; for that reason he is opposed to it.

Eric Feustel, 582 Hanover Street, was recognized and stated there were a couple of things he felt Mr. Cook has represented; that being that between the house in question and the discontinued portion of Hillsboro Street, there are two lots also owned by this group; that they have more than adequate space to park a couple of dozen cars there, if that was necessary; that there are two lots there on which we are talking about adding to that by giving them 50 feet from the center of this discontinued street; that he questions the motive and the explanation they have been given here; that he did not feel this was remotely accurate; that he could find a way to get a half of dozen cars out of two building lots, that anybody here could do the same; that his second concern was traffic control; that he shared with his neighbors the fear that what is represented is not what is going to happen, but in fact, that at some later time they will petition to have the street reopened and give them access onto Hanover Street; that being an abutter onto Hillsboro Street directly diagonal from the piece of property in question, that would tremendously increase the traffic on his street;

that he is a hard-working guy; he bought the house two years ago; his wife and himself both have to work to support it; that they hope to have a family someday; that he did not want to have the neighborhood ruined; that the Andersons across the street have a large family themselves and just moved here within a year or two; that the Delapintas, who live to the east of my house, who are not here today, feel the same way, they have also bought their house within the last two years anyway; that the Gunthers and Mr. Parsons have both bought their property for retirement, this really is not fair to them to go about messing up our neighborhood, and that is exactly what this is going to be; for these reasons he is very much opposed to this, and he still wonders, why, with two building lots there, why they can't find room enough to squeeze a parking lot in there; that at worst you could sell them all three lots and make more money on it.

Dorothy Gunther, 591 Amherst Street, was recognized and stated that on the original petition to the Honorable Mayor, they respectfully requested for the accomodation of the public that this be so done, and therefore I say that it is we, the public who have represented ourselves here and in the petition, it certainly will not be for our accomodation that this be done.

John Grogan, Planning Department, advised that there seemed to be a little confusion on this; that it should be clear because it is a fairly close neighborhood on this case, that public policy right now is that it be opened all the way through from Hanover to Amherst; that this is an accepted city street all the way through; that the petition is for discontinuance of half of it; that half is an undeveloped portion, that is undeveloped in the sense of being constructed as a city street; that he believes that one of the abutters, the Gunthers, have occupied part of it for their use; that he gathered that the petitioner is seeking clarification of what the future of the other half is to be; that we have opposed this discontinuance on a general policy position, that having a street that goes halfway through a block, and committing it to be a dead end forever, is a mistake in public policy; that we should either reserve the right to build it someday as a street, all the way through, or we should work with the abutters and try to get rid of the entire length, if that is possible in the future.

Carol Anderson advised that she wanted to clarify where the position of her house was in the event that we are talking about eventually making that a street all the way through; that her house and her driveway sits exactly opposite Hillsboro Street; that if you start having people backing out like that, you are going to have a safety problem, especially on a street like Hanover Street.

Attorney Cook advised that we are asking this road be discontinued, so there will never be any traffic through there to go to Hanover Street; that once it is discontinued, to get you to lay out a street would be very difficult, I have tried to do that in the past; we are not proposing to put in any parking lots, nor has anybody made any offers to purchase the unimproved lot; we are trying to get a clarification of our rights there; so we don't have to petition for a nonconforming lot because of granting a two-car easement for parking, which is in fact on the unimproved lot next to the apartment house, now that it is all in common ownership; it is presently in common ownership, but we wanted to do something to develop the area in a large-scale way, we wouldn't be selling off the corner and keeping the other two lots, one of which will be smaller than required; we are trying to keep the traffic from going through to Hanover Street; we are trying to discontinue that portion, and we are not trying to do anything else; the sum total of what we are trying to do is get a clarification of the 25 feet that would exceed to this property in the event that this happens; in the event that we don't get this, then we go to the zoning board and say we want to create a nonconforming smaller lot on which some use gets made in the future, and we prefer not to do that, because we think that creates too dense a use in the area.

Dorothy Gunther advised that not knowing the full intention of Braverman Realty, I am still opposed, there is alot of children and alot of old people up in that neighborhood, and we don't need any harrassment.

h. Eugene Street Release & discharge of unaccepted portion

Eugene St.

No one appeared to speak in favor of or in opposition to this petition.

i. Second West Back Street Release & discharge  
Woodbury Street

SecondWestBack  
WoodburySt.

Attorney Edward Thornton Sr., representing the owner and long-term lessee of a certain piece of property on Second Street immediately north of Arnold Street, was recognized and stated he would like to review what has happened over there already, Mrs. Snarski, on the corner of Arnold and Second Street, is running a small garage, formerly his fathers, he now runs it himself, he has a second building next to it, maybe they are both connected, that he has rented out to Mr. Brodeur, who runs the West Side Rental, both of these gentlemen are here, subject to questioning if anyone asks them anything; remember when Second Street was widened about a year or two ago, they took off the front of the parking spot, the parking area that Mr. Snarski and his tenants used for rental of their customers coming into their shops; the original area in front of his building was approximately 22 to 23 feet wide; the state took about 13 to 14 feet of that, leaving only a limited parking space on Second Street for Mr. Snarski and Mr. Brodeur's customers; they can't head in anymore the way they used to, they have to park parallel, or they can turn off Second Street onto Arnold Street; Arnold Street goes east and west, and only goes down to the back of these buildings, and then turns to the north along this so-called back street; that back street is used by Mr. Snarski and his customers to come into his shop; to go out that way and head down Arnold Street a short distance turn to the right, they can't go straight ahead because Arnold Street does not go any further, they turn to the right, and go up this back street onto Woodbury Street, they can then go up the old Woodbury Street and a short way up

turn either left or right, depending on where they are going to go, to the east side or the west side; the proposal would block off the back street right from the point where Mr. Brodeur's lease stops, and there would be no further use of that back street by any of the customers of these two businesses; in other words, anyone going in there, as Mr. Brodeur can testify if you so wish, to use the back of his building, he has built a concrete ramp down there, and many of the heavy pieces of equipment he rents out, machinery not commonly used in ordinary housework, but used by contractors and of a heavy nature, must of necessity be loaded off a ramp, and he has built that ramp down in the back, his customers can come down there with trucks, load the equipment onto the trucks, and then they can turn north on this back street up to Woodbury Street and onto Woodbury turn either left or right; Mr. Brodeur has a considerable business involved in that area there; Mr. Snarski's customers will have to do the same thing; there will be no more going out onto Woodbury and turning to the east or west; if anyone wants to go in there, such as the trucks that use Brodeur's West Side Rental Service, they will have to load or unload, back up or back up before they went in, then go out onto Arnold Street head east on Arnold Street, then take their chances of getting out into traffic; I think you will agree that that is not a very desirable situation to have that sort of traffic coming right into Second Street so close to all those other flows of traffic that come into that area; that the plan that we got shows that that back street has either a 6 or a 16 inch water main; that alone, I would think, would justify the city leaving that street open as a public way, not just an access for utility work, but for a public way; because a 16 inch main in this city is a pretty important piece; if this is approved, both of these gentlemen are going to have a considerable loss of value, and you know as well as I do the law in that respect; that someone is going to have to pay them for it; that you will see most of this when you get out to the scene and look at it.

Ald. Rinker inquired as to who was trying to oppose this, Attorney Thornton advising that this was a petition from Executive Realty Inc., Maurice Bellevue, President; that in the memo submitted by the Planning Department, they make a reference that a major development proposal is being prepared for this general site area, and further action may be needed once these plans have been finalized; that if you look in back of all of this to the west of this street, you will see there is an area in there, and if I recall correctly, some of the owners cut off the stumps and trees a while back, and nothing more has been done on it since then; in other words, there is something going on somewhere, the proposal would envisage getting part of Woodbury Street, and all of this back street, adjacent to their properties, as a nice addition to their property; but I submit, gentlemen, it would be at the expense of these two small businessmen; they have been squeezed already in the front, and to close out these back streets, I think would close them further, it would push them in from both sides even more.

John Grogan advised that he was aware of the petition submitted by Executive Realty, we have met with them at length; we understood they were going to be here as petitioners to support or represent the position that they wanted taken today; we are aware they are evaluating a major development in that vicinity, and that further actions by the Board and by the city may be necessary once those plans are finalized and their specific development is defined; I would be happy to answer any questions members of the Board may have on this; our recommendation is aimed at accommodating that further future development activity as we understood the petitioner is interested in pursuing.

Ald. Cashin cautioned the Aldermen on Woodbury Street advising we have just spent over one million dollars trying to correct traffic problems there, and I don't really think that this is going to be any asset at this time.

Ald. Pariseau inquired as to whether Mr. Grogan was favoring the potential developer versus the existing development there, Mr. Grogan advising that we could see the situation described by Attorney Thornton when we get over to the site, the Snarski property does sit at the corner of Arnold Street and Second, the portion of the back street that serves that property is not a subject of the petition; the portion that is the subject of the petition is from northerly toward Woodbury Street; that he could not say in a definitive way whether his customers would be able to use this; I have asked the petitioner to work with his council in defining what private rights if any may remain in Second West Back and Woodbury Street; you may remember in some other cases, we have had private rights that have survived the release and discharge of public rights; in this case, because of the ease and proximity of alternate access, I would be inclined to think that those rights might not exist, but that is not for me to determine, that is a legal matter to be resolved between the abutters; that I only suggest that there has been a difference of opinion about who owns the beds of streets and who retains rights of passage over those street areas; we have advised the petitioner to discuss that with his council in order to resolve what private rights there may be; our recommendation is based on our willingness to allow public rights other than utility rights to be withdrawn for passage purposes in the back street and in Woodbury Street; who gets the title to the underlying fee is a legal matter that is resolved between private parties; this is not a matter that we can conclusively define.

Attorney Thornton advised that without intending to render a legal opinion as to the title of that property, from a practical standpoint, when both sides of a street are abandoned, and when both sides of an abandoned street are owned by the same person, that person uses it as their own; that I think that would probably be the end result within a few years time; that this is a classic example of a couple of small businessmen being surrounded on all sides and eventually forced out of business; while it is true that Arnold Street will still be open, and the back street to the end of the Snarski property, I ask you, when you go out there to see if you can decide where a truck could turn around in that area, it is going to be impossible;

this is now a plowed street, but these two little people have no place else to go except to back up their trucks out onto Second Street and get in there if they can; now they can go straight ahead, they can go north and they can go either way onto the old Woodbury Street where there is traffic control and they have a chance to get in.

No one else appeared to speak in favor of or in opposition to this petition.

j. Boynton Court, Valley St. southerly Acceptance

BoyntonCourt

Mr. Pacquin, Belmont Street, was recognized and stated that he had been there for 23 years, and he has been trying through different Aldermen to have it accepted; that he has the accessway to come in on Belmont Street 200 feet, he also has the right of way to go out onto Boynton Court to go to Valley, and the city has been turning it down; every year they are going to come over and put some crush bank in there, and this year they had to go twice because the Speed Shop is there now, and they and all the businesses around there are all for it; all the dirt is flying out in the street and into the apartment buildings also when they go out; it is making a very bad rut going out, so I am in favor of having it accepted and paved so we can have a decent street there.

Ronald Gendron, Valley Street, was recognized and stated that his apartment was on the right hand side and we have alot of dust and so forth from vehicles going back and forth; what is happening now is that because of the business that is in back of there, there are alot more trucks that are going in and out of there and making deliveries, which causes more ruts; some of the vehicles are very heavy, 16 footers and trailers; it is making it difficult for anyone to walk there because of the ruts, there is no pavement at all; this causes quite a problem, and I support paving that.

No one else appeared to speak in favor of or in opposition to this petition.

All wishing to speak having been heard, on motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted to adjourn for viewing purposes.

#### ON VIEWING

First viewed was the petition to discontinue from Public Servitude Nutfield Lane and Londonderry Lane, following which, on motion of Ald. Gelinas duly seconded by Ald. Pariseau it was voted to approve this petition, reserving an easement for utilities for the full width of the right-of-way and for the full length of the petitioned area, said easement to be subject to revision upon receipt of an acceptable, alternate easement conveyance from the abutters or notice from the utility agencies that the easement can be released; that action on this petition become effective upon receipt of an acceptable agreement providing access to the occupants of the buildings not owned by the Amoskeag Banks; Nutfield Lane being a dedicated street as opposed to a public way, reserving utility rights in formerly dedicated street area.

NutfieldLn.

Londonderry  
Lane

Petition  
approved

Easement

Next viewed was the petition to release and discharge an unaccepted portion of Eugene Street, following which, on motion of Ald. Thibault duly seconded by Ald. Gimmas it was voted to deny petition based on recommendation of Planning Department advising that the area petitioned is of a previously platted street which was the subject of the road hearing of November 25, 1972; the developer acknowledging that there was a need to provide access to undeveloped but developable land at that hearing, the need for such a connector still existing.

Eugene St.

Denied

Next viewed was the petition to discontinue a portion of Granite Street, following which, on motion of Ald. Thibault duly seconded by Ald. Gimmas it was voted to approve petition as recommended by Planning, this petition being consistent with the approved Granite Square urban renewal plan.

Granite St.

Discontinue  
portion

Next viewed was the petition to discontinue a portion of School Street, following which, on motion of Ald. Thibault duly seconded by Ald. Gimmas it was voted to approve petition as recommended by Planning, this petition being consistent with the approved Granite Square urban renewal plan.

School St.  
Discontinue  
portion

So. Main  
Discontinue  
portion

Next viewed was the petition to discontinue a portion of South Main Street, following which, on motion of Ald. Thibault duly seconded by Ald. Gimas it was voted to approve petition as recommended by Planning, this petition being consistent with the approved Granite Square urban renewal plan.

Second St.  
Layout &  
Construction

Next viewed was the petition for the layout and construction of an extension of Second Street, following which, on motion of Ald. Thibault duly seconded by Ald. Batalis it was voted to approve petition as recommended by Planning, this petition being in response to earlier interest by the Board of Mayor and Aldermen in maintaining access to businesses on Turner Street as part of the Granite and Second Street improvements.

Second West  
Back &  
Woodbury St.

Next viewed was the petition for release and discharge of Second West Back Street and Woodbury Street, Planning recommending approval of this petition reserving an easement for utilities for the full width of the right-of-way and for the full length of the petitioned area, said easement to be subject to revision upon receipt of an acceptable, alternate easement conveyance from the abutters or notice from the utility agency that the easement can be released, further advising that a major development proposal is being prepared for this general site area and further action may be needed once those plans have been finalized. On motion of Ald. Gimas duly seconded by Ald. Batalis it was voted to table until the two Attorneys could get together, as the petitioner was not present.

Tabled

Boynton Court  
Approved  
acceptance

Next viewed was the petition for acceptance of Boynton Court, Valley Street southerly, following which, on motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted to approve petition as recommended on the condition that Class 5 Funds be used to oil the street so that the street can be improved and maintained, and effort should be made to obtain easements or other land for permanent turnaround provisions at the end of that street.

Hillsboro aka  
Jeannette St.  
Denied

Next viewed was the petition for discontinuance of Hillsboro Street aka Jeannette Street, following which, on motion of Ald. Pepino duly seconded by Ald. Pariseau it was voted to deny this petition as recommended by Planning, advising that discontinuance of the entire length from Amherst to Hanover would be supported if the interests on the paved portion could be accommodated.

Campbell St.  
Alteration  
& widening  
accepted

Next viewed was the petition for alteration and widening of Campbell Street, following which, on motion of Ald. Pariseau duly seconded by Ald. Carignan it was voted to approve the petition with the condition that the accepted grade be established following completion of construction. Ald. Rinker was recorded as being opposed.

Ald. Rinker opp.

There being no further business, on motion of Ald. Pepino duly seconded by Ald. Rinker it was voted to adjourn.

Adjourn

A true record. Attest.

*John E. P. [Signature]*  
City Clerk

BOARD OF MAYOR AND ALDERMEN

January 18, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Boy Scout Troop 116.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin and Thibault. Absent: Ald. Provencher.

Mayor Beaulieu thanked Boy Scout Troop 116 for attending the meeting and requested that they introduce themselves individually.

On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted to accept the minutes of Board of Mayor and Aldermen held December 7, 21, 28 and January 4.

Minutes accepted

Pole location, manhole location, buried conduit and transfer of pole location license petition, New England Telephone License No. 5336-1 were presented as received. On motion of Ald. Gimas duly seconded by Ald. Pariseau, it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Polelocation

Granted

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Cm.L.Georgopou  
105 R&F

Communication was presented from Alderman Pepino submitting a proposed Ordinance and requesting it be studied by the Election Reform Committee. On motion of Ald. Pariseau duly seconded by Ald. Gimas it was voted to refer the communication to the Election Reform Committee.

Cm.Ald.Pepino

Ref.Election  
ReformComm.

Copy of communication from Mayor Beaulieu to George Soucy was presented advising of his appointment to the Retirement Board. Being informational, the communication was received and filed.

CopyCm.Soucy

R&F

Communication was presented from Henry Silver submitting his resignation from the Manchester Industrial Council. On motion of Ald. Batalis duly seconded by Ald. Pariseau it was voted to accept the resignation with regret.

Cm.fr.Silver  
Resig.Ind.  
Council

Accepted

Communication was presented from Community Improvement Program requesting permission to accept a \$3,000.00 grant from the N.H. Department of Health and Welfare and submitting a Resolution

Cm.fr.CIP

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

Resolution

Under the rules, the Resolution was referred to the Committee on Finance.

Ref.Cm.Finance

Communication was presented from Chief Lydon, Fire Department, requesting that they be allowed to purchase equipment under provisions of Section 20.5-8, Competitive Sealed Proposals of the Procurement Code, calling for the installation of a system capable of performing particular functions. Mayor Beaulieu advised these funds would come from the 1982 CIP Program. On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted to grant request.

Cm.fr.Lydon

Requestgranted

Communication was presented from Community Improvement Program requesting authorization to hold public hearing/neighborhood workshop schedule as outlined in order to satisfy various Federal and State requirements:

Cm.fr. CIP

Wed.	Feb. 2, 1983	Wards 1, 2, 6	Webster School	7:00 P.M.
Thurs.	Feb. 3, 1983	Ward 10	Parker/Varney School	7:00 P.M.

Schedulefor  
PublicHearings

Thurs.	Feb. 3, 1983	Ward 11 & 12	Parkside Jr. High	7:00 P.M.
Tues.	Feb. 8, 1983	Wards 3, 4, 5	Beech St. School	7:00 P.M.
		Wards 7, 8, 9	Southside Jr. High	7:00 P.M.
Wed.	Feb. 9, 1983	City-Wide	Aldermanic Chambers	7:30 P.M.

Request granted

On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to grant request.

Warrant  
Sewer charges

A warrant for collection of sewer charges levy 1983 Quarter 1 in amount of \$16,328.29 was presented as received. On motion of Ald. Gelinis duly seconded by Ald. Thibault it was voted to commit warrant to Tax Collector for collection under hand and seal of Board of Mayor and Aldermen as amended abating \$379.31 therefrom paid since preparation.

Commit. Tax Coll  
as amended1982 Ann. Rep.  
Highway  
Acc. R&F

The 1982 Annual Report of the Highway Department was presented. On motion of Ald. Pariseau duly seconded by Ald. Gelinis it was voted that the report be accepted, received and filed.

Rep. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration that Ordinances

"Amending Article VI of the Zoning Ordinance of the City of Manchester by inserting after Section 6.05 a new Section entitled section 6.06 Political Campaign Signs"

"Amending the text of the Zoning Ordinance of the City of Manchester to allow Planned Residential Developments"

be order to a public hearing to be held on Monday, February 7, 1983 at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Pepino duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations adopted.

Acc Rec Adopted

Rep. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that a parcel of tax-deeded property known as lots 13-14, Groveland Avenue, be sold to Robert M. Ferreira and Lois P. Ferreira in accordance with the terms and conditions set forth in an Ordinance

"Authorizing the Mayor to Dispose of a Certain Parcel of Tax-Deeded Property Known as Lots 13-14, Groveland Avenue"

submitted herewith for your consideration; the Ferreriras having had requested the opportunity to purchase the property, formerly taxed under the name of Frank P. Cassidy Heirs, by letter dated August 30, 1982. On motion of Ald. Gimis duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

Acc Rec Adopted

Rep. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that a parcel of tax-deeded property known as 134-136 Gabrielle Street be sold to John P. Tsiatsios in accordance with the terms and conditions set forth in an Ordinance

"Authorizing the Mayor to Dispose of a Certain Parcel of Tax-Deeded Property known as 134-136 Gabrielle Street"

submitted herewith for your consideration; Mr. Tsiatsios having had requested the opportunity to regain complete title to his property by letter dated September 13, 1982. On motion of Ald. Rinker duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

Add Rec Adopted

Rep. Cm Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and

parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester:

PARKING TIME LIMITED IN DESIGNATED PLACES  
(Sec. 25 of the Traffic Ordinances)

(b) The driver of a vehicle shall not park such vehicle for longer than two hours at any time between the hours of eight a.m. and six p.m. of any day, and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

- Elm St., east side, from Washington St. to a point 130 ft. south of Bridge St., metered parking
- Elm St. east side, from Bridge to Pearl St., metered parking
- Elm St., west side, from Kidder St. to a point 130 ft. north of Bridge St., metered parking
- Elm St., west side, from Bridge St. to a point 55 ft. north of former Baldwin St., metered parking

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed.

On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted, Ald. Cashin stressing this be strictly enforced.

AccRecAdopted

Ordinances:

"Authorizing the Mayor to Dispose of a Certain parcel of Tax-Deeded Property known as Lots 13-14 Groveland Avenue"

Ordinances

"Authorizing the Mayor to Dispose of a Certain parcel of Tax-Deeded Property known as 134-136 Gabrielle Street"

On motion of Ald. Thibault duly seconded by Ald. Gimas it was voted to read by title only.

These Ordinances having had their second reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted on passing same to be enrolled.

Enrolled

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Finance was presented, wherein they respectfully recommend, after due and careful consideration, that Resolution

Rep.Cm. Finance

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

ought to pass. On motion of Ald. Pariseau duly seconded by Ald. Rinker it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Resolution:

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

Resolution

On motion of Ald. Carignan duly seconded by Ald. Thibault it was voted to read by title only.

On motion of Ald. Batalis duly seconded by Ald. Rinker it was voted to suspend the rules and

SuspendRules

place this Resolution on its second and final reading by title only. Following the second reading by title only, on motion of Ald. Rinker duly seconded by Ald. Batalis it was voted that the Resolution pass to be enrolled under suspension of the rules.

EnrolledUnder suspension of rules

Communication was presented from Mayor Beaulieu advising of Aldermanic Committee assignments

Cm.fr.Mayor Beaulieu

necessitated by the resignation of Alderman Casinghino:

Accounts:	Alderman Carignan replaces Alderman Casinghino as Chairman
Lands & Buildings:	Alderman Gimas
Special Tax:	Alderman Osborne
Curfew:	Osborne
Election Reform:	Osborne
Human Services:	Osborne
Insurance:	Osborne
Personnel:	Gimas
Solid Waste:	Osborne
Youth:	Osborne; Carignan assumes Chairmanship

Confirmed On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to confirm appointments as presented.

Ald.Rinker Ald. Rinker advised that he would be on vacation when the CIP public hearing was scheduled in his Ward, and requested that his absence be explained.

ExecSession On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to go into Executive Session with Wilbur L. Jenkins and the School Negotiating Team for the purpose of discussing SchoolNeg. Negotiations. No action was taken.

Adjourn Following the Executive Session, there being no further business, on motion of Ald. Rinker duly seconded by Ald. Thibault, it was voted to adjourn.

A true record. Attest.



City Clerk

BOARD OF MAYOR AND ALDERMEN

February 1, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Osborne.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Carignan, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher. Absent: Ald. Rinker and Batalis. Ald. Gelinas advised that due to illness, Ald. Batalis could not be present tonight.

Polelocation Pole location, Manhole location, buried conduit and transfer of pole location license petitions, New England Telephone Co. #920474, #3090, #3175, #5390, #5408, #5691, #5721, #5762, #5769, #20560, #22221, #22494, #11-379 were presented as received. On motion of Ald. Pariseau duly Granted seconded by Ald. Crotty, it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Cm.fr.1. Communication was presented from Executive Councilor Louis Georgopoulos advising of items of Georgopoulos R&F interest on a state-wide basis. Being informational, the communication was received and filed.

Cm.fr.Cooper AmbulanceSvc. Communication was presented from Cooper Ambulance Service advising that they are presently seeking a location for it's expansion program and would be interested in meeting with representatives of the City to discuss their service. Ald. Gimas suggested that Cooper Ambulance Service make their presentation to the full Board to see if money could be saved, Mayor Beaulieu advising that this could set a precedent for any company to come to the full Board. On motion of Ald. Gimas duly seconded by Ald. Thibault it was voted that Mayor Beaulieu

and the CIP Staff should meet with Cooper Ambulance Service and bring the information back to the Board.

RefCIP & Mayor

A 38 page Petition was presented signed by individuals concerned with the elimination of the parking lot located at Merrimack and Central Streets, together with a communication from Merrimack Street Garage. Ald. Gelinas advised that the Board voted to eliminate this parking lot as part of the Downtown Redevelopment Project; that we have had public hearings, public disclosures, all of the information necessary in order to achieve this goal; that we have received a million dollar grant towards taking that parking lot and building a new one plus a parking garage; that there is nothing we can do at this stage to effectuate this request; that back some years ago when this parking lot was originally a park, the Board had to guarantee that at some point in the future we would return it to a park and moved that the petition and communication be received and filed. The motion was duly seconded by Ald. Cashin and it was so voted.

Petition Merrimack ParkingLot  
Ald.Gelinas

Copy of communication was presented from Mayor Beaulieu to Donald Menswar advising of his appointment to the City of Manchester Office of Youth Services Board of Directors for a three year term, expiring December, 1985. Being informational, the communication was received and filed.

R&F  
Voted  
CopyComm.fr. Mayor to Menswar

Communication was presented from Board of Assessors advising that according to R.S.A. 74:4-a "Any municipality, by vote of its board of selectmen, city council or board of aldermen may elect not to utilize the inventory forms and procedures," and requesting that the Board not utilize the forms again this year, having realized a savings of \$15,000. in 1982. On motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to grant the request.

R&F  
Cm.fr.Bd.of Assessors  
Inventory Forms  
Requestgranted

Communication was presented from Joseph Acorace, Finance Director, advising of negotiations concerning a \$16,595,000. Bond Issue at a very favorable rate involving a net interest cost of 8.38%. Being informational, the communication was received and filed.

Cm.fr.Acorace  
R&F

Communication was presented from Clem Lemire advising that the Parks and Recreation Commission had voted to recommend the name "Gateway Park" for the park area between the Merrimack River and the railroad tracks north of Granite Street and requesting that the Board act on this favorably. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.C.Lemire  
RefBon2R

Mayor Beaulieu called a recess to permit the Committee on Enrollment and Licenses to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

Rep.Cm.Enrollment

"Authorizing the Mayor to Dispose of a certain parcel of Tax-Deeded property known as 134-136 Gabrielle Street"

"Authorizing the Mayor to Dispose of a certain parcel of Tax-Deeded property known as Lots 13-14 Groveland Avenue"

are properly enrolled. On motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations be adopted.

Adopted

Rep.Cm.Licenses A Report of the Committee on Licenses was presented wherein they respectfully recommend, after due and careful consideration, that the following Tag Day requests

Parkside Parents Music Booster Club	Saturday	March 26
Trinity High Athletic Booster Club	Saturday	April 16
South Junior Deb Softball League	Saturday	April 23
American Legion Auxiliary Units	Saturday	May 21
Independent Baseball League	Thursday	May 26
Youngsville Junior Baseball League	Saturday	June 4
Babe Ruth Leagues	Saturday	June 18
Vikings Pony League	Saturday	June 25
West Naval Junior ROTC	Saturday	October 15

be granted and approved under the rules and regulations set forth by the Board of Mayor and Aldermen. On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

Ordinances:

Ordinances

"Authorizing the Mayor to Dispose of a certain parcel of Tax-Deeded Property known as 134-136 Gabrielle Street"

"Authorizing the Mayor to Dispose of a certain parcel of Tax-Deeded property known as Lots 13-14 Groveland Avenue"

TitleOnly

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to read by title only.

These Ordinances having had their third and final reading by title only, on motion of Ald.

Ordained

Pariseau duly seconded by Ald. Crotty it was voted on passing same to be ordained.

Ind.Council  
Appts.

Mayor Beaulieu advised he was appointing, as members of the Industrial Council, Timothy R. Terragni to fill the unexpired term of Henry R. Silver, resigned, term expiring on September 1, 1986; that Denis W. Bouthiette, Thomas Craig, Peter Garrell, Robert H. Griffin, Faustyn K. Jaskiel, John Perley and Leon H. Rice would succeed themselves and Ira R. Royer would succeed

Louis Georgopoulos, for terms of six years, expiring September 1, 1988; that Mr. Terragni and Mr. Royer were appointed as members of organized labor; that inadvertently, these gentlemen were advised of their appointments prior to their names being brought to the Board; that he requested the Board consider suspending the rules to permit confirmation at this time. On

SuspendRules

motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted to suspend the rules to

Appts.Confirmed

permit confirmation at this time. On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted to confirm the appointments. Ald. Cashin advised that in Ald. Rinker's absence,

Ald.Cashin  
Petition  
Ward 1 Park

he was asked to present a petition as received from some concerned residents in Ward 1 regarding a proposed park, and he made the motion to refer this petition to CIP Committee.

Ref.CIP Comm.

The motion was duly seconded by Ald. Provencher and it was so voted.

J.Hoben  
WestSideRamp

Mayor Beaulieu turned the meeting over to John Hoben to discuss some new developments in regards to the proposed West Side Ramp. Mr. Hoben advised that we had received input from the people directly effected by the significant displacement; that we have distributed a handout titled Downtown Access Improvements Contract IV Southbound On-Ramp; that Mr. Lomasney would make a presentation of an alternate solution causing a minimal amount of displacement;

that we are seeking authorization from the Board to pursue an immediate financing alternative with the State Department of Public Works and Highway and work with the appropriate representatives; that this alternative could be coupled with steering some of the existing city programs into this area to improve the neighborhood. Mr. Lomasney advised that there was no difference from an engineering standpoint between the two alternatives; that the difference would be in the taking of dwelling units in that this new alternative would save 33 dwelling units; that the compromise would be some of the access that the people would have had if we built relocated Turner Street; that it is not City policy to build dead end streets; that it is difficult to know whether these people would want to be there after all this is done. Questions were raised as to how this would be funded if we could not get state funding, and if approved, how long until this project got started, Mr. Hoben advising that we are asking authority to pursue full state financing for construction of that improvement; that if the state will not finance this, they would come back to the Board with a different decision; that the project would not start for 9 months to a year; that they and the Department of Public Works and Highways would work with owners as to whether they wanted to stay or not; that they are suggesting to the state that this is part of the state turnpike system and it should be their responsibility to fund this; that once the funding is in place, there would be time to give people the choice. Ald. Crotty made the motion that John Hoben and Highway representatives be authorized to pursue State level funding. The motion was duly seconded by Ald. Gelinas. On a roll call vote, Ald. Thibault, Provencher, Pepino and Pariseau voted nay; Ald. Carignan, Osborne, Gimas, Gelinas, Crotty and Cashin voted yea; Ald. Rinker and Batalis being absent. The Clerk advised there were 6 nays, 4 yeas, 2 absents and the motion carries. Mayor Beaulieu advised that the Board would go into Executive Session, as the Committee on Finance, with Mr. Jenkins for the purpose of discussing negotiations.

Mayor Beaulieu called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a Memorandum of Negotiated Settlement between City of Manchester, New Hampshire Aldermanic Negotiating Team and Fire District Chiefs, International Association of Firefighters, a copy of which is attached hereto and made a part hereof, be granted and approved. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

There being no further business, on motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted to adjourn.

A true record. Attest.

*Jane St. Jean*  
City Clerk

State of New Hampshire  
Hillsborough SS

February 9, 1983

Personally appeared before me, Ira Royer, a member of the Industrial Council and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

Motion  
Second  
Roll Call  
  
Motion Carried  
Exec Session  
Cm. on Finance  
  
Order  
Rep. Cm. Finance  
  
Fire Dist. Chiefs  
  
Adopted  
  
Adjourn

State of New Hampshire  
Hillsborough, SS

February 10, 1983

Personally appeared before me John Perley, a member of the Industrial Council and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

February 15, 1983

Personally appeared before me Peter Garrell, a member of the Industrial Council and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

February 15, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinis, Crotty, Pariseau, Cashin, Thibault and Provencher.

Pole location

Pole location, manhole location, buried conduit and transfer of pole location New England

Granted

Telephone petition #923579 was presented as received. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to grant the prayers of the petitioners under the supervision of the Department of Highways.

Cm.L.Georgopoulos

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

R&F

Cm.fr.Mayor

Communication was presented from the Office of the Mayor relative to 1983 CIP 4.20143 Police Radio Communication System, recommending that a contract be entered with Motorola as a sole source procurement under the provisions of the Procurement Ordinance, advising that a net appropriation of \$425,000. is required and for that purpose a bond issue Resolution

Resolution

"Authorizing Bonds for Certain 1983 Community Improvement Program Activities in the amount of \$425,000."

was attached, and further requesting authorization of the placement of the purchase order.

Ref.Cm.Finance

Following lengthy discussion, under the rules, the Resolution was referred to the Committee on Finance.

Cm.fr.Mayor

Communication was presented from the Office of the Mayor relative to the 1983 Community Improvement Program together with a Resolution

Resolution

"Approving the Community Improvement Program for 1983 Raising and Appropriating Monies Therefor, and Authorizing the Office of the Mayor to Implement Said Program"

Ref.Public  
Hearing  
March 2,  
7:30 P.M.

On motion of Ald. Batalis duly seconded by Ald. Pariseau it was voted to refer the Resolution to the required formal public hearing to be held Wednesday, March 2nd at 7:30 P.M. in the Aldermanic Chambers at City Hall.

Communication was presented from Alderman Provencher relative to sewer and drainage problems particularly the Mason Street project and offering an interim solution. Ald. Provencher advised that he hoped the Streets and Sewers Committee would check into the feasibility of this plan, and if it can be done, call a public hearing for the people who are most effected by this. The communication was referred to the Committee on Streets and Sewers.

Cm.fr.Ald.  
Provencher

Communication was presented from Robert Beauregard advising of a problem he is experiencing because of maple trees on city property in front of his house. Ald. Carignan advised he had looked into this problem; that the tree that was causing the trouble has been cut down; that there has been no trouble with the remaining trees. On motion of Ald. Gelinis duly seconded by Ald. Thibault it was voted to refer the communication to Ald. Carignan.

Ref.Cm.Streets  
& Sewers

Cm.fr.Robert  
Beauregard

Communication was presented from Tim Gallien requesting permission to operate an auto salvage yard business at 55 Calef Road. On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted that a hearing be conducted on March 15th immediately preceding the regular Board of Mayor and Aldermen.

Ref.Cm.Ald.  
Carignan

Cm.fr.T.Gallien

Set Hearing  
March 15th

Communication was presented from Attorney David McDonough representing Executive Realty Inc. requesting that all requests for rezoning and/or layout and discontinuances of streets and ways be withdrawn effective immediately without prejudice to the right of Executive Realty to resubmit similar or modified requests in the future. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted to withdraw and receive and file the petition for layout and discontinuance tabled at the Road Hearing held January 17th and to withdraw from Committee on Bills on Second Reading and receive and file the request for amendment of the zoning.

Cm.fr.Atty.  
McDonough

Withdraw R&F

Withdraw R&F

Communication was presented from Joseph Acorace relative to Tax Sheltered Annuity and Tax Deferred Compensation offering a lengthy explanation of these plans and the problems encountered, advising that following study by a special committee it is recommended that the City of Manchester enter into an agreement with the Hartford Variable Annuity Life Insurance Company to administer Tax Sheltered Plans for the City. Mr. Acorace advised that both the Tax Deferred Compensation Plan for city employees and the Tax Deferred Annuities to certificated teachers had been having many problems in terms of service to the employees resulting in his office spending many hours correcting erroneous distributions, and the bank has indicated it would prefer to withdraw; that the special committee agreed to restrict the offering of the Tax Sheltered Annuities to no more than 7 companies, although they only recommended 4; that Hartford Insurance Company will replace American Heritage Life as the sole vendor for the Deferred Compensation Plan; that the major benefit of having this Company administer these plans for the City is that they have a local office here on Elm Street; that all the present participants would be visited by Hartford. On motion of Ald. Gelinis duly seconded by Ald. Thibault it was voted that the City of Manchester enter into an agreement with the Hartford Variable Annuity Life Insurance Company to administer Tax Sheltered Plans for the City.

Cm.fr.J.Acorace

City of  
Manchester ente  
agreement w/  
Hartford  
Variable

Communication was presented from the Board of Health commending the Anti-Litter Committee for the accomplishment of reducing litter and garbage in the City of Manchester and for sponsoring the formation of the Keep Manchester Beautiful Association. Being informational, the communication was received and filed.

Cm.fr.Board of  
Health

R&F

Cm.fr.MHA

Communication was presented from MHA enclosing a report setting forth the estimated amounts of funds for various projects to be requested by the Manchester Housing Authority. This communication was referred to the Committee on Finance '83 Budget.

Ref.Cm.Finance

Cm.fr. MHA

Communication was presented from MHA relative to Center of New Hampshire project parking structure, together with a Resolution

Resolution

"Authorizing the Mayor to execute an amendment to a cooperation agreement between the city and the Manchester Housing Authority for the Granite Street Development Project (Project No. 6.50209)"

Enrolled

On motion of Ald. Gelinas duly seconded by Ald. Thibault it was voted that the Resolution be passed to be enrolled.

Rep.Cm.Licenses,  
Sp.Tax & B02R

A Report of the Committees on Licenses, Special Tax and Bills on Second Reading was presented, wherein they jointly recommend, after due and careful consideration, that uniform fees be charged by all city departments for providing services to the public, as follows:

- \$1.00 Duplicate license/permit; duplicate tax bill/receipt (property and residence), duplicate sewer user charge bill/receipt; check of prior year tax records, each year, for ownership, valuation, tax due and paid.
- \$0.50 Photocopying, per page per side
- \$3.00 Document search and copy of document not exceeding two pages; \$0.25 each additional page.

Adopted

On motion of Ald. Gelinas duly seconded by Ald. Rinker it was voted that the Report of the Committee be accepted and its recommendations adopted.

Rep.Cm.Licenses  
Sp.Tax & B02R

A Report of the Committees on Licenses, Special Tax and Bills on Second Reading was presented, wherein they jointly recommend, after due and careful consideration, that applicable Sections of the Code of Ordinances be amended to implement fee increases and/or establish new fees as of the dates indicated, as follows:

<u>ORDINANCE SECTION</u>	<u>LICENSE, PERMIT OR SERVICE</u>	<u>FROM</u>	<u>TO</u>
9-2.2	Ambulance Services (Fire)	\$ 40.00	\$ 70.00
10-23	Food and Food Establishment Reinspection after Suspension (Health)	none	Equal to cost of annual permit
14-48	Dance Licenses	1.00	10.00
14-74	Juke Box Licenses	10.00	25.00
14-137	Employment Agency Licenses (City Clerk)	5.00	10.00
20-14	Record Check by Name	3.00	5.00
	Record Check by Letter	3.00	5.00
	Fingerprinting	5.00	10.00
	Photograph Reproduction: 8 x 10 Enlargement	none	10.00
21-73	Septic System Permit		
	Residential	25.00	40.00
	Commercial	50.00	65.00
	(Health)		

Ordinance

effective April 1, 1983 excepting Juke Box Licenses and Employment Agency Licenses which shall be effective May 1, the beginning of the annual licensing year and for this purpose an Ordinance was submitted for their consideration. On motion of Ald. Gimmas duly seconded by Ald. Osborne, it was voted that the Report of the Committee be accepted, and its recommendations adopted, Ald. Gelinas recorded as passing on the Ambulance Service increase.

Adopted

A Report of the Committee on Radio and TV was presented wherein they respectfully advise that there has been discussion relative to proposing legislation, at the State level, which would establish a Cable Television Commission with regulatory powers state-wide; that another bureacracy would be created at considerable cost through which Cable Television operators could recover all operating costs; that the industry is now going through a deregulation process and the Committee respectfully recommended that it would be unwise to propose a State Regulatory Commission. Ald. Provencher moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Thibault. Ald. Gimas inquired as to what the difference was between this Committee and the Mayor's Committee on Cable Television; Mayor Beaulieu advising that Ald. Pepino's Committee had not been getting any complaints so he had his Committee hold hearings for input. Ald. Gimas advised he had received several phone calls complaining about the price increase and what we are paying now; that there is no reason why we should raise our fee for the extra channels that they are going to give to us; that if someone wants extra channels, let them pay for it, if someone does not want it, they shouldn't have to pay for it. Ald. Thibault advised he had received several complaints about having to pay the installation fee for the box whether you wanted the box or not. There being no further discussion, on the motion it was so voted.

Rep. Cm. Radio & TV

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester

Adopted  
Rep. Cm. Traffic

PROHIBITED PARKING ON CERTAIN STREETS RESCINDED

Bismarck St., east side, from Milford St. to Brockton St.

Ordinances

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Cashin duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

Adopted

Ordinance:

Ordinance

"Amending the Code of Ordinances of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to read by title only. This Ordinance having had its second reading by title only, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

By title only

Mayor Beaulieu called a recess to permit the Committee on Finance and Committee on Bills on Second Reading to meet.

Enrolled  
Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Highway Commissioners, a disability pension

Rep. Cm. Finance

for Robert Duclos, 110 Reed Street, Manchester, age 61, after thirty-four years of service as follows:

Normal Wages - 40 Hrs.	\$ 405.20
One-half applicable	202.60

effective February 7, 1983, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Carignan duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

Adopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Highway Commissioners, a disability pension for Napoleon Hebert, 41 Dionne Drive, Manchester, age 60, after thirty-one years of service as follows:

Normal Wages - 40 Hrs.	\$ 338.40
One-half applicable	169.20

effective January 31, 1983, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

Adopted

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully advised they cancelled a public hearing due to storm conditions on Monday, February 7, and recommended, after due and careful consideration, that the public hearing on Ordinances

Ordinances

"Amending Article VI of the Zoning Ordinance of the City of Manchester by inserting after Section 6.05 a new Section entitled section 6.06 Political Campaign Signs"

"Amending the text of the Zoning Ordinance of the City of Manchester to allow Planned Residential Developments"

be rescheduled for Monday, March 7, 1983, at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

Appointments  
Personnel  
Appeals Board

Mayor Beaulieu advised of appointments to the Personnel Appeals Board:

Attorney Frank Kenison, Chairman, term of one (1) year

Mr. William Bannon, for a term of three (3) years

Attorney Kathy Green, for a term of two (2) years

Under the rules these appointments will lay over for approval at the next meeting.

Cm.fr.J.Hoben

Communication was presented from John Hoben advising that HUD officials will not consider the City's application for a UDAG Grant for a parking garage for the Wall Street Development Project until the second new building proceeds; that the developers and Bankeast have proposed that in the event that a UDAG Grant is not awarded and a parking facility is not able to be built, the City lease and/or sell certain existing land for parking as are required for the further development of the site; that with the Board's approval on this matter, the first new building would proceed as planned within the next 4 to 6 weeks; that as 3 Wall Street proceeds the City would agree to lease up to 100 existing publicly-owned parking spaces in the Canal Street area; that the City, the developers, and Bankeast would continue to pursue the

award of a UDAG Grant and full development of the Plan including a parking facility however in the absence of such an award, the options set forth would result in private commitments for just under 100,000SF of new office space without major City expense; and requesting the Mayor be authorized to enter into such agreements in the form and manner approved by the City Solicitor, as are necessary to allow the project to proceed. Ald. Gelinas advised that this would normally have been referred to the Committee on Downtown Revitalization; that if they had had a Committee meeting, it would have delayed the action; that since the first disappointment that the UDAG did not come through, the cooperation asserted by everyone involved to reach this point has been remarkable; that he highly recommends we enter into this agreement. Following further discussion, on motion of Ald. Crotty duly seconded by Ald. Batalis it was voted to grant authorization to the Mayor to enter into such agreements in the form and manner approved by the City Solicitor, as are necessary to allow the Project to proceed.

Granted

Communication was presented from the City Clerk advising nominations would be in order for the Board of Water Commissioners on March 1, along with a communication from City Solicitor's advising of a requirement of a representative from labor.

Com.fr. City Clerk

Ald. Pepino advised there have been alot of questions raised about the Radio and TV Committee; that the Committee had been working closely with the Cable Company since last July; that in September they were ready to announce, through the Radio and TV Committee, that we were getting additional channels; that the Committee was not getting any complaints; that the Mayor then appointed another committee who held a public hearing, this committee advising that they have received petitions by the thousands; that he would like to see these petitions; that his Committee would not hold another meeting until they had something to report. Ald. Batalis advised he had spoken to the channel people, who advised they were hoping to come before the Board and explain the differential in the rates; that he was informed the raising of the rates is a government order; Ald. Thibault suggested that the channel people make a presentation to the Committee, and they, in turn, make a Report to the Board. Mayor Beaulieu advised the big question was the rate increase and whether the Committees will vote for the increased cost; that the people want the additional channels. Ald. Pepino advised he had made several calls to other cities, and find they are all charging more than Manchester; that the Mayor's Committee comes back and says they all pay less than we are.

Ald. Pepino

Mayor Beaulieu advised that following adjournment, Mr. Lomasney would make a presentation to the Board on Executive Realty, Inc. proposal for Second Street.

There being no further business, on motion of Ald. Batalis duly seconded by Ald. Thibault it was voted to adjourn.

Adjourn

A true record. Attest.



City Clerk

State of New Hampshire  
Hillsborough, SS

2/28/83

Personally appeared before me Arthur Lewis, a member of the Cemetery Trustees and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

## BOARD OF MAYOR AND ALDERMEN

March 1, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Osborne.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinis, Crotty, Pariseau, Cashin, Thibault and Provencher.

Polelocation

Pole location, manhole location, buried conduit and transfer of pole location petitions,

Granted

Public Service Co. #11,526, #11-524, #11-532 and New England Telephone #226959 were presented as received. On motion of Ald. Thibault duly seconded by Ald. Gimas it was voted to grant the prayers of the petitioners under the supervision of the Department of Highways.

Cm.fr. Louis  
Georgopoulos  
R&F

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Cm.fr. Richard  
Bennet, CIP,  
Police Dept.

Communications were presented from Richard Bennet, CIP Office and Police Department pertaining to the purchase of Police Radio System from Motorola. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to receive and file the communications.

R&amp;F

1982 Annual Rpt  
Manchester  
Water Works  
R&F

The 1982 Annual Report from Manchester Water Works was presented. On motion of Ald. Batalis duly seconded by Ald. Crotty it was voted that the report be accepted and received and filed.

Cm.fr. City Clerk

Communication was presented from City Clerk advising that nominations would be in order for Building Commissioner at the meeting of March 15, 1983. Being informational, the communication was received and filed.

R&amp;F

Rep. Cm.  
Lands & Bldg.

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, all recommendations of the City Solicitor's Office having been met, that

1. The City of Manchester convey to Peter A. DeNutte a triangular tract of land containing .16 acres in the vicinity of Bridge Street Extension, said tract shown as Lot 1-A on "Subdivision Plan of Land of Peter A. DeNutte 260 Ohio Avenue Manchester, N.H. October, 1982 Scale 1" = 40 ft." the deed to reserve an easement for sewer purposes in the 50 foot width of Ohio Avenue, so-called
2. Consideration for this conveyance is to be the installation and future maintenance by Mr. DeNutte of 4 ft. chain link fencing extending from Bridge Street Extension southerly along the property line between Lots 1 (Parks and Recreation land) and 1-A, for a distance of about 138 feet and 6 ft. chain link fencing along the property lines between Lots 1 and 2 (DeNutte land) about 287 feet, maintenance requirements to be defined by the Parks and Recreation Department and set forth in the deed
3. The Subdivision Plan be referred to the City Solicitor to be recorded in Hillsborough County Registry of Deeds
4. The Mayor be authorized to execute the deed for and on behalf of the City of Manchester, the deed to be delivered to Mr. DeNutte upon receipt of written notice from the Parks and Recreation Department that the fencing has been satisfactorily installed as specified.

On motion of Ald. Pariseau duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

Rep. Cm.  
Lands & Bldg.

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration and as recommended by the Board of Water Commissioners to satisfactorily resolve an encroachment problem, that an approximate .02 acres of land situated in the Auburn village area be sold to Arthur and Jeanne Tremblay

of Manchester for the sum of \$750.00 and, further, that the Mayor be authorized to execute the deed for and on behalf of the City of Manchester. On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

A Report of the Committee on Transportation was presented wherein they respectfully recommend, after due and careful consideration, that the City accept the conclusion set forth in the Greater Manchester Chamber of Commerce Transportation Committee Task Force Report and Recommendations, (a copy of which was attached), and gratefully acknowledged the contribution of the Task Force members; the Committee further recommended that it be authorized to:

Rep. Cm.  
Transportation

1. pursue the appointment, on a limited-term or contract basis and subject to the approval of the Personnel and Finance Committees, of a professionally-trained and experienced fleet administrator for the City;
2. develop for the consideration of the Board, a method for consolidation of all fleet management responsibilities, including procurement, maintenance, operation, etc. under the fleet administrator;
3. develop for consideration as part of the 1984 Community Improvement Program and Operating Budget a coordinated financial proposal to provide for central procurement, management, and operation of the City fleet, including facilities, together with evidence of cost savings (to be) realized.

Ald. Carignan raised question as to why Department Heads were not approached to give their opinion, Ald. Provencher advising that that would have delayed the report; the Department Heads would not have been in favor of it anyway, as they would be effected; that we feel it is an excellent report and Department Heads are welcome to look at it; that there is a cost savings here and we are asking to see what can be done on a limited term basis. Ald. Gimas inquired if this would be applied to the 1984 tax rate, Ald. Provencher advising there was a possibility that this could cost us money the first year to implement; that we would have to spend money before saving it. Ald. Batalis raised question as to the unlimited power this person is to have not being mentioned in the Report, Mayor Beaulieu advised that this person would have to work with Department Heads, but he would answer to the Board of Mayor and Aldermen. Ald. Carignan advised that although this would start with a \$25,000. position, soon he would need a secretary along with other expenses, making it more than a \$25,000. position. Ald. Provencher advised there could in fact be other factors, but if we realize a savings of \$300,000., it would be well worth it. Mayor Beaulieu advised that this person would have to come in with periodic reports to show his progress; that if he did not show progress, he could be relieved or changed. Ald. Pariseau moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Thibault. Following further discussion, Ald. Cashin feeling that we should find someone within City government for this position, Ald. Gelinas moved to amend the motion that the Committee will attempt to locate somebody within City government and report back to us on progress made and from there we will make an evaluation as to what the next step should be. The motion was duly seconded by Ald. Rinker and it was so voted. On the motion as amended it was so voted.

Motion

Adopted as  
Amended

Resolutions

Resolutions:

"Raising Money and Making Appropriations for the Year 1983"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements Twelve (12), Thirteen (13) and from Interest Earnings of Each as offsets to the Fiscal 1983 Municipal Budget"

"Appropriating the Sum of Four Million Seventy Eight Thousand One Eighty Four Dollars (\$4,078,184.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1983, of which Ninety Thousand (\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to read by title only.

Ref.Cm.Finance

Under the rules, the Resolutions were referred to the Committee on Finance.

Recess

Mayor Beaulieu called a recess to permit the Committee on Enrollment and Licenses to meet.

Order

Mayor Beaulieu called the meeting back to order.

Rep.Cm. Enrollment Ordinance

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration that an Ordinance

"Amending the Code of Ordinances of the City of Manchester"

is properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

Rep.Cm.Licenses

A Report of the Committee on Licenses was presented wherein they respectfully recommend, after due and careful consideration, that the following Tag Day requests

West High Booster Club Saturday May 7th

VFW Posts Saturday May 14th

be granted and approved under the rules and regulations set forth by the Board of Mayor and Aldermen. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted Ordinance

Ordinance:

"Amending the Code of Ordinances of the City of Manchester"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Batalis it was voted to read by title only.

This Ordinance having had its third and final reading by title only, on motion of Ald. Thibault duly seconded by Ald. Batalis it was voted on passing same to be ordained.

Ordained

On motion of Ald. Provencher duly seconded by Ald. Gimas it was voted to confirm the appointment of Frank Kenison as Chairman of the Personnel Appeals Board for a term of one (1) year.

On motion of Ald. Gimas duly seconded by Ald. Rinker it was voted to confirm the appointment of William Bannon as a member of the Personnel Appeals Board for a term of three (3) years.

On motion of Ald. Crotty duly seconded by Ald. Carignan it was voted to confirm the appointment of Kathy Green as a member of the Personnel Appeals Board for a term of two (2) years.

Mayor Beaulieu advised of the appointment of Lane Damon to the Art Commission to succeed himself for a term of 3 years, term expiring in Oct. '83.

Frank Kenison Personnel Appeals Board Confirmed  
William Bannon Personnel Appeals Board Confirmed  
Kathy Green Personnel Appeals Board Confirmed  
Lane Damon Art Commission Nominated  
Cm.fr.W.Jenkins

Communication was presented from Wilbur Jenkins advising that he could no longer perform as both Personnel Director and Chief Negotiator and suggesting 2 alternatives. Mayor Beaulieu advised that Ald. Provencher and himself had met with Mr. Jenkins that morning, and requested that Mr. Jenkins be removed from negotiations immediately. Ald. Provencher moved to grant the request.

Motion

The motion was duly seconded by Ald. Gimas. Ald. Gelinas advised he did not think we should

rush into anything until finding out precisely what transpired to bring us to this point; that it goes beyond having to replace Mr. Jenkins; that the last time we met in Executive Session, Mr. Jenkins advised there were differences, however he did not get the impression they were insurmountable; that we advised him the direction we wanted to go, and have not had the opportunity to discuss the result of these recommendations since; that we should at least get an update on what has transpired since our last meeting so that we can better make a judgement of what we should do; that he has a serious problem with having to hire somebody else to resolve this. Ald. Provencher advised that when Mr. Jenkins was hired as City Negotiator, we also established a Personnel Specialist position in salary grade 25 which we took away last year; that Mr. Jenkins feels he cannot continue to do both jobs without that Personnel Specialist; that if we have to hire an outside Negotiator, we are talking approximately \$70 per hour; that we will never find someone to provide this service for the cost that Mr. Jenkins has been doing it. Following further discussion, Ald. Gelinas moved to table the communication and request Mr. Jenkins to meet with the Board at his earliest convenience to answer their questions. The motion was duly seconded by Ald. Pepino and it was so voted.

Tabled  
Voted

Ald. Gimas nominated G. Darcy Hart to the Board of Water Commissioners to succeed Emile Marcoux, deceased, term expiring January, 1984.

Nominations:  
G.Darcy Hart  
Water Comm.

Ald. Gelinas nominated Roger Durette to the Board of Water Commissioners to succeed Emile Marcoux, deceased, term expiring January, 1984.

Roger Durette  
Water Comm.

Ald. Batalis nominated George Croteau to the Board of Water Commissioners to succeed Emile Marcoux, deceased, term expiring January, 1984.

George Croteau  
Water Comm.

Ald. Osborne nominated Daniel Manning to the Board of Water Commissioners to succeed Emile Marcoux, deceased, term expiring January, 1984.

Daniel Manning  
Water Comm.

On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted that nominations be closed.

Nominations  
Closed

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to adjourn.

Adjourn

A true record. Attest.



PUBLIC HEARING, CIP BUDGET, IMMEDIATELY BEFORE SPECIAL BOARD, SEE PAGE 367.

SPECIAL MEETING - BOARD OF MAYOR AND ALDERMEN

March 2, 1983

Mayor Beaulieu called the meeting to order.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault, Provencher.

A report of the Committee on Finance was presented wherein it respectfully recommended, after due and careful consideration that Resolution

Rep.Cm.  
Finance

"Approving the Community Improvement Program for 1983, Raising and appropriating monies therefor, and authorizing the office of the Mayor to implement said program"

ought to pass. On motion of Ald. Rinker duly seconded by Ald. Gelinas it was voted that the

Adopted

report of the Committee be accepted and its recommendations adopted.

A report of the Committee on Finance was presented wherein it respectfully recommended, after due and careful consideration that Resolution

"Authorizing Bonds for Certain 1983 Community Improvement Program Activities in the amount of \$425,000."

Adopted

ought to pass. On motion of Ald. Cashin, duly seconded by Ald. Thibault it was voted that the report of the Committee be accepted and its recommendations adopted, Ald. Batalis, Pepino, Gimas and Pariseau opposed.

Mayor Beaulieu advised that this being a Special Meeting no further business may come before the Board except with unanimous consent.

There being no further business, on motion of Ald. Crotty duly seconded by Ald. Rinker it was voted to adjourn.

A true record. Attest.



City Clerk

State of New Hampshire  
Hillsborough, SS

March 3, 1983

Personally appeared before me Timothy Terragni, a member of the Industrial Council and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

CIP - PUBLIC HEARING

March 2, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinis, Crotty, Pariseau, Cashin, Thibault and Provencher; Messrs. Hoben, Aiken; Deputy Craig.

Mayor Beaulieu advised the purpose of the public hearing was to consider the 1983 Community Improvement Program which, for 1983 included allocations of and proposed expenditures from the following sources:

1. approximately \$1,910,000. in Community Development Block Grant funds;
2. approximately \$588,210. in 1983 Municipal Funds;
3. up to \$10,817,790. which may be requested from federal and state government sources through various grant programs;
4. up to \$2,885,500. which may be generated through the issuance of general obligation bonds and short-term notes; and
5. \$75,000. in balances from short term notes and bonds appropriated for projects which have been completed.

The Clerk presented the Resolution:

"Approving the Community Improvement Program for 1983, Raising and Appropriating Monies Therefor, and Authorizing the Office of the Mayor to Implement said Program"

Mayor Beaulieu called on John Hoben, Coordinator of Resources and Development, for presentation of the proposed program.

Mr. Hoben advised that this is a very comprehensive program involving a number of different activities; that this is the conclusion of the process that began last October with the conduct of 6 public hearings throughout the city, and 6 additional hearings held on this program during the month of February before getting to this point; that the Resolution that is the subject for the hearing calls for the appropriation of as much as \$15.5 million to carry out as many as 70 different programs and projects over the next year using a variety of different funding sources, the most important of which are the funds which would be raised locally; that we have tried to balance the interest of the Board and the community on a long-term basis for meeting major economic development and other transportation and related type programs that involve major expenditure of funds, and capital improvements that also bear long-term dividends for the city, financially and economically; that we tried to match those concerns with those interests that have been expressed at the hearings; that the major concerns expressed at the hearings included park maintenance and improvements, social service activities, traffic congestion issues, maintenance of municipal buildings and sidewalks; that in park maintenance and improvements, 1983 should see the most substantial activity in terms of construction and rehabilitation of park facilities that we have seen in Manchester in 10 years; that these improvements are going to consist basically of major maintenance on existing ballfields and playgrounds throughout the city; that this program includes an allocation of city funds which would be matched with privately raised funds to develop a playground facility in the Webster School area provided that the concerns that have been expressed by the residents and abutters in that area are able to be addressed through a series of design discussion meetings; that in the area of Social Service programs we are seeing a shifting of responsibility from federal grant funds and state funds to the city, and as a result the BMA has seen fit to maintain basic service levels for those programs recognizing that it represents an increase in local costs; that in terms of the general development of the city, we hope to see continued activity and creation of jobs in increasing the tax base, both through the continuation of industrial development efforts, including an industrial park at Grenier Field, as well as economic development in the downtown area in the Millyard; that sidewalk construction activity along major school walking routes will continue as was begun last year, this being a direct result of the input at the hearings held over the past couple of years; that we expect to take better care of our municipal buildings including addressing some major concerns in the schools relative to asbestos which is very difficult to deal with financially; that this program does include the issuance of a bond issue resolution that is borrowing money in the amount of \$425,000. to provide for a new Police Communication System; that those funds would be borrowed and repaid over a period of between 5-10 years and would be amortized through the cities property tax rate and as part of this program; that the overall financial impact of this program falls within the guidelines established by the BMA in

1975 and have been maintained since that time; that this basic financial program calls for a reduction over a period of time of the amount of bonded debt that the city has which has been accomplished, and calls for a reduction in terms of the impact of all of these different costs for these programs from where they had been when we began in 1973 to a rate of not more than \$12.00 on the cities tax rate; that in 1982 the overall cost of the Community Improvement Program was \$9.33 on the cities tax rate; that this year, as this Resolution calls for, that cost will be reduced to \$9.27; that it will increase in 1984 through 87, but still well within the same level of spending that the city was incurring for these kinds of activities in 1972; that one of the areas that has caused alot of discussion concerns the Police Radio System; that this was presented by the Police Department for consideration in 1982 as part of the CIP, but was not recommended by our staff or the Board of Mayor and Aldermen at that point in time; that we worked with the Police Department and the Fire Communication Supervisor to understand their problems and difficulties and our staff recommended to the Board that \$425,000. be allocated to make the purchase; that this is included in the Resolution at this point in time, and it is also included within the financial costs that I have highlighted; that Deputy Craig and Mr. Aiken are here to explain the need for the system and what it is to accomplish.

Deputy Craig distributed an information packet and gave a lengthy presentation advising that from January to October 1982 they had 407 radio breakdowns; that their present radio system had a life expectancy of approximately 8 years and they were 3 1/2 years over that now; that if they were to replace their present radio system it would cost upward to \$330,000.; that for the Digital Voice Privacy System it would cost \$425,000.; that to replace their present system it would incur 11.5¢ on the tax rate, whereas it will cost 15¢ if they obtain the Digital Voice Privacy System, a difference of 3.5¢ on the tax rate; that the Digital Voice Privacy System is essential in investigating gang complaints, making record checks, domestic complaints, juvenile complaints, surveillance, motor vehicle deaths, suicides, hostage situations, robberies and VIP protection; that the Digital Voice Privacy System will act as a deterrent in that an individual who realizes that he cannot hear the Police Department on his radio would be less apt to commit a crime; that the Digital Voice Privacy System is state of the art and Motorola is completely above board, knowledgeable about police systems and pioneers in the radio business; that by the Boards approval of this system you will be saying that you want a safe community for our citizens; that you want our police officers to have the best tools to do their job; that Manchester is not a good place for criminals to do their business; that you care about the safety of our police officers.

Mayor Beaulieu advised that those wishing to speak should step to the nearest microphone, when recognized, and recite their name and address in a clear loud voice for the record; that each person would be given only one opportunity to be heard; that any questions must be directed to the Chair.

The following were recognized and spoke briefly:

Jim Barry, Police Commissioner, spoke in favor of the Digital Voice Privacy System

Armand Welsh, ex-convict, spoke in favor of the Digital Voice Privacy System

- Peter McDonald, State Prison employee, spoke in favor of the Digital Voice Privacy System
- Donald Vallee, 55 Head Street, spoke in opposition of the DVP System as the city cannot afford it as this time
- Kendall Snow, Director of Community Services of the Greater Manchester Mental Health Center, spoke in favor of the DVP System
- George Childs, General Manager of Mall of N.H., spoke in favor of the DVP System
- Mary Cook, President of the Policemen's Wives, spoke in favor of the DVP System for the increased efficiency of the Police Department and the welfare of their husbands
- Walter McCarthy, 43 Westwood Drive, Executive Director of the One Hundred Club of N.H., spoke in favor of the Police Communication System
- Louis Boulanger, former Police Commissioner, spoke in favor of the DVP System
- Lorraine Lamontagne spoke against the purchase of the Motorola DVP System although in favor of purchasing a new Police radio system
- Daniel Dempsey, Captain & Communications Officer representing Colonel O'Leary, spoke in favor of the DVP System
- Mary Mongan, Trustee of YDC, spoke in favor of the DVP System, and as Deputy Director of MHA, it is gratifying to hear that the Social Services Funds are being maintained
- David Messier, Manchester Chamber of Commerce, spoke in favor of the DVP System
- Gregory Janas, spoke against the Motorola Communication System advising that the purchase on a sole procurement type basis might not be in the best interest of the city, as AIT, Mass., produces the same type of system
- Paul Brodeur, Captain, Manchester Police Department, President of Police Supervisors Union, spoke in favor of the DVP System
- Romeo Belcourt, 384 Merrimack Street, spoke in opposition of the Police Radio System as the city cannot afford it right now
- Raymond Boone, 242 Mammoth Road, spoke in favor of the DVP System, however he felt that other communication companies would be coming out with these radios shortly for a lower cost
- Frank Roberge, 156 Dunbar Street, spoke in favor of the Police Communication System
- Bruce Spenser, Police officer and President of International Brotherhood of Police Officers, spoke in favor of the DVP System
- Richard Galway, President N.H. Bar Association, spoke in favor of the DVP System
- Dan Leach, 116 Bremer Street, spoke in favor of the DVP System
- Abel Vilsapolma, 1448 Elm Street, Volunteer for the Latin American Center, thanked the city for the funds received to date for Social Services
- Henry Lambert, Security Systems, spoke in favor of the DVP System
- Paul Beaudoin, Manchester Police Officer and Night Dispatcher, spoke in favor of the DVP System
- John Murphy, Police Officer, spoke in favor of the DVP System
- Bill Corriveau, 620 Front Street, spoke in favor of the DVP System
- Rudolph Pauquette, 345 Putnam Street, expressed concern of whether or not we have the technology to maintain the DVP System
- Michael O'Flynn, 2565 Elm Street, spoke in opposition of the proposed Webster Street School Park
- John Howe, 2429 Elm Street, spoke in opposition to the placement of the proposed Webster Street School Park on the dark side of the school, suggesting it be put on the same lot as the school
- Carol Resch, 279 No. Bay, President Webster School P.T.O., spoke in favor of the Webster Street School Playground
- Muriel Mills, 490 No. Bay Street, spoke in opposition to the Webster Street School playground

When all wishing to speak had been heard, on motion of Ald. Thibault duly seconded by Ald. Rinker it was voted that the Resolution be referred to the Committee on Finance to consider the testimony presented and report its recommendations to the Board of Mayor and Aldermen. Mayor Beaulieu declared the Public Hearing adjourned.  
A true record. Attest.

  
City Clerk

SPECIAL MEETING - BOARD OF MAYOR AND ALDERMEN

March 7, 1983

6:30 P.M.

Mayor Beaulieu called the meeting to order in Executive Session for purpose of negotiations. Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Carignan. A moment of silent prayer was observed.

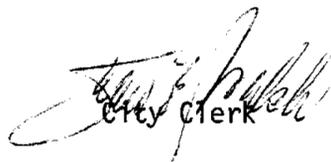
The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault, Provencher.

W. L. Jenkins updated the Board on the status of negotiations with Firefighters, all Aldermen having many questions and Mr. Jenkins providing answers. No action taken.

There being no further business, on motion of Ald. Batalis duly seconded by Ald. Carignan it was voted to adjourn.

A true record. Attest.

  
City Clerk

SPECIAL MEETING - BOARD OF MAYOR AND ALDERMEN

March 8, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Crotty.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher. Absent: Ald. Gimas.

Mayor Beaulieu advised that the purpose of the Special Meeting was to finalize Resolutions; that these Resolutions have had their Public Hearing and favorable reports of the Committee on Finance have been heard.

Resolution:

"Approving the Community Improvement Program for 1983 Raising and Appropriating Monies Therefor, and Authorizing the Office of the Mayor to Implement Said Program"

On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted to read by title only.

This Resolution having had its second reading by title only, on motion of Ald. Gelinas duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Resolution:

"Authorizing Bonds for Certain 1983 Community Improvement Activities in the amount of \$425,000."

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to read by title only.

This Resolution having had its second reading by title only, on motion of Ald. Cashin duly seconded by Ald. Osborne it was voted on passing same to be enrolled. Ald. Pepino and Pariseau being recorded as opposed.

Mayor Beaulieu advised that this being a special meeting, no further business could come before the Board except with unanimous consent of all members.

There being no further business, on motion of Ald. Batalis duly seconded by Ald. Rinker it was voted to adjourn.

A true record. Attest.

*Jane St. Jean*  
City Clerk

State of New Hampshire  
Hillsborough, SS

March 8, 1983

Personally appeared before me Denis W. Bouthiette, a member of the Industrial Council and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN  
PUBLIC HEARING

March 15, 1983

6:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function was led by Ald. Gelinas.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Pariseau, Cashin, Thibault. Absent: Ald. Crotty and Provencher.

Roll Call

Mayor Beaulieu advised that the purpose of the meeting was to hold a hearing as prescribed by law RSA 236:116, on the application to conduct an auto salvage business at 55 Calef Road.

Mayor  
Beaulieu

Mayor Beaulieu called on Mr. Gallien to present his proposal to conduct an auto salvage business.

Mr. Gallien gave a brief presentation in which he advised of his proposed use of 55 Calef Road for an auto salvage business; that it has been approved by the Police Department; that the zoning has been approved by the Building Department; that it will be a clean operation with a fenced-in yard, computerized inventory, selling automotive used parts.

T. Gallien

Ald. Thibault, having met briefly with Mr. Gallien, advised it was his intention to buy cars, strip them, and junk the bodies out of the yard as soon as possible; that they are basically looking to salvage parts, line up the parts, date the parts, and put them in a certain area. Discussion took place in which the Aldermen expressed their concern relative to the appearance of the yard and Mr. Gallien advised there is an 8 ft. slatted fence so none of the operation would be seen.

Mayor Beaulieu called for anyone else wishing to speak for or against the proposal.

No one wishing to speak for or against, all requirements having been met, Ald. Thibault moved to approve the auto salvage business with the restriction that if they ever exceed their present dimensions they should come back to this Board. The motion was duly seconded by Ald. Pariseau.

Motion

motion retracted

Motion

Following further discussion Ald. Thibault retracted his original motion and moved that the auto salvage business be approved with the restriction that there never be more than 12 full cars unstripped at any one time. The motion was duly seconded by Ald. Provencher.

At this time, Jeff Kantor of Murray Auto Parts was recognized and stated that this was a major operation; that he had spoken to the surrounding abutters and they are opposed to this; that this type of operation is not the type of industry for Elm Street.

Discussion took place relative to the abutters being opposed, the Board concurring that if the abutters were opposed, they should have appeared to voice their objections.

Voted

There being no further discussion on the motion it was so voted, Ald. Batalis, Pepino and Cashin being recorded as opposed.

There being no further business, on motion of Ald. Rinker duly seconded by Ald. Pariseau it was voted to adjourn.

A true record. Attest.

*Elynore Bartlett*  
City Clerk

State of New Hampshire  
Hillsborough, SS

March 17, 1983

Personally appeared before me Robert Griffin a member of the Industrial Council and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

March 15, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Pepino.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Roll Call

Minutes accepted

On motion of Ald. Pariseau duly seconded by Ald. Osborne it was voted to accept the minutes of meetings of January 17 and 18; February 1 and 15; March 1, 2 and 7.

Pole location

Pole location, manhole location, buried conduit and transfer of pole location license petitions Public Service Co. #11-549, #11-535, #11-443, #11-459, #11-477, #11-478, #11-536, #11-530, #11-533 and New England Telephone Co. #5336-3 were presented as received. On motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Granted

Cm.fr.J.De

Communication was presented from Mr. and Mrs. Jerry Dee relative to proposed changes in Cable TV service for residents of Manchester. The communication was referred to the Committee on Radio and TV.

Ref.Rad&TV

Cm.fr O'Keefe

Communication was presented from John T. O'Keefe, President, Boston Trading Co. requesting permission to erect a canopy from the front entrance to the edge of the sidewalk. Ald. Batalis

<p>moved to grant the request. The motion was duly seconded by Ald. Rinker. Ald. Gelinas advised that the Planning Board had been looking at whether or not to allow this type of thing; that they never came back with an opinion; that the Building Department has expressed concern about automatically granting these; that it would be appropriate to press both departments for their opinion. Following discussion, Ald. Batalis withdrew the motion and Ald. Rinker withdrew the second to the motion. Ald. Gelinas made the motion that this be referred to the Planning Board and Building Department for their opinion. The motion was duly seconded by Ald. Provencher and it was so voted.</p>	<p>Motion Withdrawn Motion Voted</p>
<p>Communication was presented from Robert A. Baines, Principal of West High School, requesting permission to distribute bumper stickers to city department heads for use on municipal vehicles in conjunction with Mayor Beaulieu's proclamation of the week of April 4, 1983 as S.A.D.D. week. On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted to grant the request.</p>	<p>Cm.fr.Baines Granted</p>
<p>Communication was presented from Wiggin and Nourie petitioning on behalf of Getty Refining and Marketing Co. that the zoning be amended to extend District I-3 boundaries. Under the rules, the communication was referred to the Committee on Bills on Second Reading.</p>	<p>Cm.fr.Wiggin &amp; Nourie Ref.Bon2R</p>
<p>Communication was presented from City Clerk advising, in accordance with Rule 38-A, that nominations will be in order at the first meeting in April for a member of the Transit Authority, Dennis Parker's term expiring in May, 1983. Being informational, the communication was received and filed.</p>	<p>Cm.fr.CityClerk R&amp;F</p>
<p>Communication was presented from Barbara Sullivan, Elderly Services Policy Committee and Leo Bernier, Commissioner City Welfare advising of concerns of living conditions at 48 Hanover Street, together with communications from Homemaker Services and Special Transit Service. Ald. Gelinas advised that our laws were strong enough in this city to correct this problem, and he moved that all laws pertaining to this building be enforced. The motion was duly seconded by Ald. Crotty. Mayor Beaulieu advised he had spoken to Mr. Brady who informed him that he has been working with various city departments to conform with the laws. Following discussion in which the Board concurred that this building was not fit for people to live, Ald. Batalis moved to amend the motion for all departments involved (Fire, Health, Building, Building Code) to make an initial report to the Board immediately on what they are doing about this, and then after submit monthly reports on their progress. The motion to amend was duly seconded by Ald. Rinker and it was so voted. On the main motion, as amended, it was so voted.</p>	<p>Cm.fr.Sullivan &amp; Bernier Motion Amendment Voted as amended</p>
<p>Communication was presented from Planning Department relative to extending the B-1 zoning district in the vicinity of the Lake Avenue Fire Station. Under the rules, the communication was referred to the Committee on Bills on Second Reading.</p>	<p>Cm.fr.Planning Ref.Bon2R</p>
<p>Communication was presented from Department of Highways requesting an abatement on sewer charges for David Eaton, 116 Lowell Street, in amount of \$1,512.00. On motion of Ald. Gelinas duly seconded by Ald. Rinker it was voted to approve request.</p>	<p>Cm.fr.Highway abatement D.Eaton Approved</p>
<p>1982 Annual Report, Parking Meter Department, all Aldermen having previously been furnished copies. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to accept and receive and file the report.</p>	<p>1982 Ann.Rep. Parking Meter Acc.R&amp;F</p>

Cm. fr. CR  
Stanton

Communication was presented from Charles R. Stanton, General Manager of Manchester Transit Authority together with copies of letters sent to our Congressional Delegation expressing concern at proposed federal cuts to Mass Transit. Being informational, the communication was received and filed.

R&F

Rep. CmBon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Article VI of the Zoning Ordinance of the City of Manchester by inserting after Section 6.05 a new Section entitled Section 6.06 Political Campaign Signs"

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep. Cm. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend after due and careful consideration that an Ordinance

"Amending Chapter 9 Fire Protection and Prevention by adding a new Article III Unvented Space Heaters"

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep. Cm. Claims

A Report of the Committee on Claims was presented wherein they respectfully recommend, after due and careful consideration, that the sum of \$50.00 be paid to Probation Department, to reimburse that amount stolen by a juvenile from a cash box containing monies received through court ordered fines, restitutions and support payments, chargeable to Damages and Claims. Ald. Gimas moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Pariseau. Ald. Carignan raised question as to whether the juvenile had been caught and if he would be making restitution. The Clerk advised the juvenile had been caught and he would be confined for a considerable amount of time. On the motion it was so voted.

AccRecAdopted

Rep. Cm. Lands &  
Buildings

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, based on discussions during the CIP Budget process resulting in referral of issues pertaining to the need for an improved telephone system, in addition to an improved Buildings Management System to manage and reduce energy usage and improve fire safety and security systems and after due and careful consideration, that

1. Ald. Carignan of the Lands and Buildings Committee, School Committeeman Chenard of the Buildings and Sites Committee, the Building Commissioner, Chief of Fire Prevention, Chief of Police, City Coordinator, City Solicitor, Communications Coordinator, Directors of Departments of Personnel, Planning, Public Buildings Services, Finance Officer, Superintendent of Schools and Schools Custodial Supervisor be assigned to the Special Building Committee, the Director of Planning to serve as Chairman, to address these issues
2. The Special Building Committee also look into the possibility of consolidating and reorganizing custodial, preventive and corrective maintenance resources and other public building management functions that will increase the economy of building operations and maintenance
3. The Special Building Committee submit its Report to the Board of Mayor and Aldermen no later than September 1, 1983.

AccRecAdopted

Ald. Cashin moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Thibault. Ald. Crotty inquired if they were going to take the custodians out of the schools and put into another department. Ald. Cashin advised

that this Committee would be looking at the feasibility of coordination; that Mr. Pollock is aware of this and he is in agreement. On the motion it was so voted. Ald. Gimas and Crotty being recorded as opposed to #2.

Gimas Crotty  
Opposed

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester.

RepCmTraffic

STOP SIGNS AUTHORIZED

Hemlock & Salmon Sts., NW corner on Hemlock St.  
Radcliffe St. & North Bend Dr., NW & SE corners on Radcliffe St.  
Wilson St. & Lake Ave., NE corner on Wilson St.  
Shasta & Lincoln Sts., NE & SW corners on Shasta St.

YIELD SIGN AUTHORIZED

Radcliffe St. & North Gate Rd., NW & SE corners on Radcliffe St.

STOP SIGNS RESCINDED

North Bend Dr. & Radcliffe St., NE & SW corners on Radcliffe St.  
North Gate Rd. & Radcliffe St., NE & SW corners on North Gate Rd.

PARKING PROHIBITED ON CERTAIN STREETS  
(Sec. 26 of the Traffic Ordinances)

The driver of a vehicle shall not park such at any time upon any of the following described streets:

Mammoth Rd., east side, Hanover St. northerly a distance of 90 ft.  
So. Jewett St., east side, Weston Rd. to Seames Dr.  
Milne Dr., east side, W. Webster St. northerly a distance of 70 ft.

PARKING PROHIBITED ON CERTAIN STREETS RESCINDED  
(Sec. 26 of the Traffic Ordinances)

Beech St., west side, from a point 60 ft. north of Salmon St.  
a distance of 40 ft. northerly  
Lenox Ave., south side, Plainfield St. westerly a distance of 110 ft.

PARKING PROHIBITED IN CERTAIN PLACES  
(Sec. 24 of the Traffic Ordinances)

(f) It shall be unlawful for any driver to stop, stand or park any vehicle in restricted areas designated "No Parking - Two Zone" violations to be subject to impoundment in accordance with Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances:

Elm St., west side, from a point 335 ft. south of Valley St. a  
distance of 75 ft. southerly

THROUGH TRUCKING PROHIBITED  
(Sec. 52A of the Traffic Ordinances)

No person, firm or corporation shall operate or cause to be operated any commercial vehicle, or vehicles, at any time, except for vehicles making deliveries, on the following streets or portions thereof:

Beaver Street, Bridge St. Ext. to Hanover Street

THROUGH TRUCKING PROHIBITED DURING CERTAIN HOURS - 9:30 PM to 7:00 AM  
(Sec. 52 of the Traffic Ordinances)

Page St., Bridge St, Ext. to Hanover St.

PARKING TIME LIMITED IN DESIGNATED PLACES  
(Sec. 25 of the Traffic Ordinances)

The driver of a vehicle shall not park such vehicle for longer than ten (10) hours at any time, between the hours of eight a.m. and six p.m. of any day, and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Middle Street Parking Lot, west side, from Middle St. to  
right of way, metered parking  
Middle Street Parking Lot, west side of island, metered parking

## REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

RepCm.Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration and in accordance with Charter Sec. 20 1/2-11(g), that the management contract with Metropolitan Parking System, Inc., covering the Victory and Canal St. Parking garages, which expires March 31, 1983 at midnight, be extended under the same terms and conditions for a period of one year to expire March 31, 1984 at midnight. On motion of Ald. Batalis duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Resolutions

## Resolutions:

"Authorizing the transfer of unexpended balances of certain Revenue Sharing Funds from the 1975 and 1978 Community Improvement Program to the 1983 CIP School Facility Improvements, 3.30502"

"Authorizing the Finance Officer to effect certain transfers of \$25,000. from non-revenue accounts to finance a portion of the 1982 CIP Willow Street project, 7.10312"

"Authorizing Bonds for Certain 1982 and 1983 Community Improvement Program Activities in the amount of \$1,819,500."

"Authorizing Bonds or Short Term Notes for certain 1983 Community Improvement Program Activities in the amount of \$351,000."

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to read by title only.

RefCmFinance

Under the rules, the Resolutions were referred to the Committee on Finance.

Ordinances

## Ordinances:

"Amending Chapter 9 Fire Protection and Prevention by adding a new Article III Unvented Space Heaters"

"Amending Article VI of the Zoning Ordinance of the City of Manchester by inserting after Section 6.05 a new Section entitled Section 6.06 Political Campaign Signs"

On motion of Ald. Gelinas duly seconded by Ald. Pariseau it was voted to read by title only.

These Ordinances having had their second reading by title only, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Enrolled

Recess

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Order

Mayor Beaulieu called the meeting back to order.

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend after due and careful consideration that Resolutions

"Authorizing the Finance Officer to effect certain transfers of \$25,000. from non-revenue accounts to finance a portion of the 1982 CIP Willow Street project, 7.10312"

"Authorizing the transfer of unexpended balances of certain Revenue Sharing Funds from the 1975 and 1978 Community Improvement Program to the 1983 CIP School Facility Improvements, 3.30502"

ought to pass. On motion of Ald. Gimás duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Resolutions:

"Authorizing the Finance Officer to effect certain transfers of \$25,000. from non-revenue accounts to finance a portion of the 1982 CIP Willow Street project, 7.10312"

"Authorizing the transfer of unexpended balances of certain Revenue Sharing Funds from the 1975 and 1978 Community Improvement Program to the 1983 CIP School Facility Improvements, 3.30502"

On motion of Ald. Rinker duly seconded by Ald. Provencher it was voted to read by title only.

On motion of Ald. Gelinis duly seconded by Ald. Pariseau it was voted to suspend the rules and place these Resolutions on their second reading by title only. These Resolutions having had

their second and final reading by title only, on motion of Ald. Crotty duly seconded by Ald. Provencher it was voted that they pass to be enrolled under suspension of the rules.

Ald. Provencher nominated James Moynihan, for Building Commissioner, to succeed himself term expiring March 3, 1983. On motion of Ald. Gimmas duly seconded by Ald. Pariseau it was voted to close nominations. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to suspend the rules and confirm nomination at this meeting. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to confirm nomination of James Moynihan for Building Commissioner, to succeed himself, term expiring March 3, 1989.

On motion of Ald. Gimmas duly seconded by Ald. Pepino it was voted to confirm the Mayor's appointment of Lane Damon to the Art Commission to succeed himself, term expiring in October 1983.

Mayor Beaulieu advised of the election for Water Board Commissioner, to fill the unexpired term of Emile Marcoux, deceased, term expiring in January, 1984, candidates being:

Darcy Hart            Roger Durette            George Croteau            Daniel Manning

Ballot No. 1

Ald. Rinker, Pepino, Gimmas, Pariseau voted for Darcy Hart  
Ald. Gelinis, Thibault voted for Roger Durette  
Ald. Carignan, Batalis, Crotty, Provencher voted for George Croteau  
Ald. Osborne, Cashin voted for Daniel Manning

No candidate received the required votes.

Ballot No. 2

Ald. Rinker, Gimmas, Pariseau voted for Darcy Hart  
Ald. Gelinis, Thibault voted for Roger Durette  
Ald. Carignan, Batalis, Pepino, Crotty, Provencher voted for George Croteau  
Ald. Osborne, Cashin voted to Daniel Manning

No candidate received the required votes.

Ballot No. 3

Ald. Rinker voted for Darcy Hart  
Ald. Carignan, Batalis, Pepino, Gelinis, Pariseau, Thibault, Provencher voted for George Croteau  
Ald. Osborne, Gimmas, Crotty, Cashin voted for Daniel Manning

George Croteau received the required number of votes and Mayor Beaulieu declared him duly elected Water Board Commissioner.

Mayor Beaulieu appointed Viola Reardon to the Safety Review Board, confirmation laid over.

Mayor Beaulieu appointed Robert Benson to the Art Commission, confirmation laid over.

Communication was presented from Remi Fortin Realty Co. requesting rezoning on Huse Road property. Ald. Crotty advised that this was the third time this was submitted; that this was a residential area, single family houses, and they do not want this low rent housing in that area;

Resolutions

Suspendrules

2ndreading

Enrolledunder suspensionof rules

Nomination J. Moynihan Bldg. Comm.

Closenominatio

Suspendrules

Nomination Confirmed

Confirm Lane Damon Arts Commission

Election Water Board Commissioner

Geo. Croteau duly elected Water Bd Comm.

Appts. V. Reardon R. Benson

Com. fr. Remi Fortin

Ref.Bon2R

Ald.Gimas

that he was totally against this. Under the rules, the communication was referred to Bills on Second Reading.

Ald. Gimas advised that a few years back, when the Firemen were on strike, we gave the Deputy Chiefs \$1,000. bonus for doing extra work, which he was against; that Thursday and Friday we had two Fire Stations that were not manned; that we have Deputy Chiefs that should have manned those, that is what they are getting paid for.

Adjourn

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to adjourn.

A true record. Attest.

  
City Clerk

Hillsborough, SS  
State of New Hampshire

March 23, 1983

Personally appeared before me, William Bannon a member of the Personnel Appeals Board, and subscribed to the oath of office as prescribed by law.

s/ Jane St.Jean  
Deputy City Clerk

SPECIAL BOARD OF MAYOR AND ALDERMEN

March 22, 1983

7:30 P.M.

Mayor Beaulieu called the special meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald.Cashin.

A moment of silent prayer was observed.

The Clerk called the roll.

RollCall

Present: Mayor Beaulieu, Ald.Rinker,Carignan,Batalis,Pepino,Osborne,Gimas,Gelinas,Crotty, Pariseau,Cashin,Thibault,Provencher.

Exec.Session

Mayor Beaulieu called an Executive Session for the purpose of discussing negotiations with Wilbur L. Jenkins.

IN EXECUTIVE SESSION

Mr. Jenkins updated all Aldermen on negotiations with FireFighters. No action taken.

Following adjournment of the Executive Session Mayor Beaulieu called the special meeting back to order.

Rep.Cm.Finance

A report of the Committee on Finance was presented wherein it respectfully recommends, after due and careful consideration that Resolutions

"Appropriating the Sum of Three Million Nine Hundred Eight Thousand Seven Hundred Thirty-nine Dollars (\$3,908,739.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1983, of which Ninety (\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements Twelve (12), Thirteen (13) and from Interest Earnings of each as offsets to the Fiscal 1983 Municipal Budget"

"Raising Money and Making appropriations for the year 1983"

as amended to appropriate the sum of \$76,514,474.00 plus Hillsborough County Tax be ordered to a Public Hearing on Wednesday, April 6, 1983 at 7:30 P.M. at Practical Arts Auditorium.

On motion of Ald. Gelinas duly seconded by Ald. Thibault it was voted that the report of the Committee be accepted and its recommendations adopted.

Adopted

A report of the Committee on Finance was presented wherein it respectfully recommends after due and careful consideration that Resolutions

RepCm.Finance

"Authorizing Bonds or Short Term Notes for certain 1983 Community Improvement Program Activities in the amount of \$350,000."

"Authorizing Bonds for Certain 1982 and 1983 Community Improvement Program Activities in the amount of \$1,820,000.00"

ought to pass. On motion of Ald. Provencher duly seconded by Ald. Gelinas it was voted that the report of the committee be accepted and its recommendations adopted.

Adopted

A report of the Committee on Claims was presented wherein it respectfully advises it has reconsidered, as requested by the Parks and Recreation employees involved, its recommendation to award Messrs. Pinard and Webster the sum of \$1,250.00 each in full settlement for their personal tools stolen in a break at the Maintenance Garage and respectfully recommends, after due and careful consideration, that

Rep.Cm. Claims

1. The acceptance and adoption of that recommendation at a meeting of the Board of Mayor and Aldermen held August 3, 1982 be rescinded.
2. Raymond Webster, whose personal tools were valued at \$3,454.31, be paid the sum of \$3,100.00 and Roger Pinard, whose personal tools were valued at \$2,556.77, be paid the sum of \$2,300.00 in full settlement chargeable to Damages and Claims, upon receipt of proper releases.

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted that the report of the committee be accepted and its recommendations adopted. Ald. Batalis commented that this would be setting a precedent to which Ald. Thibault advised that when we originally made the decision to give them reimbursement, we had not looked at other departments who have all kinds of arrangements with their mechanics; that the reason we reconsidered our action is because all of the other departments in the city, except Parks and Recreation, had a policy whereby the men were not responsible for the tools; that we felt we should pay them and get it over and done with and establish a universal city policy on all mechanics in all departments. Ald. Gelinas commented that this proposed policy was presently being studied by Committee on Bills on Second Reading. Ald. Batalis advised that he wished to be recorded as opposed.

Adopted

Ald.Batalis opposed

Mayor Beaulieu advised that this being a special meeting no further business may come before the Board except with unanimous consent of all members.

There being no further business, on motion of Ald. Rinker duly seconded by Ald. Batalis it was voted to adjourn.

Adjourn

A true record. Attest.

*Joan E. Walsh*  
City Clerk

Hillsborough, SS  
State of New Hampshire

March 25, 1983

Personally appeared before me, Leon Rice a member of the Industrial Council, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

## BOARD OF MAYOR AND ALDERMEN

April 5, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Batalis.

A moment of silent prayer was observed.

Mayor Beaulieu called on Rabbi Richard Polirer from the Temple Israel.

"Passover, marking the glory of the beginnings of the Jewish nation has already passed this year and the celebration of the rebirth of the state of Israel is yet a week away. Sandwiched between these two intense periods of joy is an observance marking the Holocaust. In Hebrew we call it the Shoa, all the world over we gather to remember. We remember there was never so mindboggling a calamity as the Holocaust. Before the demoniacal goals of the Hitlarian final solution, the progroms of the Russian Czars and the massacres of the thirty years war and even the Spanish inquisition itself paled - none can match the Nazi war against the Jews for barbarity. There was no precedent for it. The Jews the world over affirm that there will never be another event in our history remotely resembling it. To a younger generation that did not know of the sorrows, we must offer explanation and answer their tough questions. It is a story beyond our comprehension. The Nazi's tried to destroy all trace of Judiasm and other faiths from this earth. If we allow our children and our grandchildren to forget, to erase the word Holocaust from their collective consciences, then we have erased an entire generation of people. We remeber there was no place to hide. Nations of the world stood mute. Leaders postured and rattled sabers. It was only up to a group of righteous individuals gentiles and a starving mass of Jewry to carry on an existence that was all but hopeless. Let us remember the benality of evil, that those that committed heinous crimes of the Holocaust were not super-men, they loved and the laughed, but they also killed 10 million people, among them six million Jews. It can probably happen again, for as long as man is not perfect and cannot live with his brothers in peace, as long as he cannot conquer a hate that exists within him there is always the danger that genocide, cold, technologically efficient, sadistic and brutal will always be with us, so it is with man. As long as this is the case we must gather together to banish the legacy of hate, legacy of complacence in ourselves and while we affirm the basic goodness of mankind let us rise and cry never again, almighty God we hope that all men of good will mean this. Amen.

Mayor Beaulieu presented Rabbi Polirer with a proclamation on behalf of the community and also so the people of Manchester will not forget the Holocaust.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Provencher. Absent: Ald. Thibault.

Polelocation

Pole location, manhole location, buried conduit and transfer of pole location petitions, Public Service Co. petitioner, #11-554, #11-339, #11-555, #11-534, #11-548, were presented as received. On motion of Ald. Provencher, duly seconded by Ald. Pariseau it was voted that the prayers of the petitioner be granted and approved under the direction of the Department of Highways.

Granted

SidewalkImp  
Petitions

Sidewalk Improvement Petitions were presented for:

Daniel and Norma Archambeault	255 Lowell St.
Lane Damon	62 Appleton St.
Michel Charron	296 Laurel St.
Edward LaMontagne	385 Blodget St.
Lucy A. Barrett	247 Grove St.

On motion of Ald. Osborne, duly seconded by Ald. Rinker it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Granted

Cm.fr.Ex.Cn.  
Georgopoulos

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

R&amp;F

Communication was presented from Aldermen Robert Pariseau together with a newspaper clipping submitted for informational purposes. Being informational the communication and attachment were received and filed.

Cm.fr.Ald.  
Pariseau

R&F

Communication was presented from Christopher Messier expressing concerns over a proposed development in the Woodbury/Second Street area in West Manchester. On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted to refer the communication to Committee on Bills on Second Reading and Committee on Streets and Sewers.

Cm.fr.Chris.  
Messier

Ref.Bon2R &  
St.&Sew Cm.

Communication was presented from Anaconda-Ericsson Information Systems requesting an opportunity to provide information relative to the city's telecommunication needs. This communication was referred to the Special Building Committee.

Cm.fr.Anaconda  
Ericsson

RefSpBldgCm

Communication was presented from Home Builders Association of New Hampshire advising it is sponsoring its 16th Annual Home Show at the National Guard Armory, April 13-17 and requesting that the Board attend Preview Trade Night on Wednesday, April 13 from 5 to 7 PM. On motion of Ald. Provencher duly seconded by Ald. Batalis it was voted that the communication be received and filed.

Cm.fr.Home  
Builders

R&F

Communication was presented from Sharon Beckley, Coordinator of Adult Tutorial Program in Manchester relative to the services performed by the Latin American Center. Being informational the communication was received and filed.

Cm.fr.Beckley

R&F

Communication was presented from Eileen Phinney, Treasurer of the Latin American Cultural and Social Center requesting approval of funds requested. On motion of Ald. Gelinis, duly seconded by Ald. Provencher it was voted to refer the communication to the 1983 Budget.

Cm.fr.Phinney

Ref.'83Budget

Communication was presented from Visiting Nurse Association advising that May is National High Blood Pressure month and that they would like to schedule City Hall for Friday, May 20th from 2 to 4 PM to screen any employees who would like to participate. On motion of Ald. Gimis duly seconded by Ald. Osborne it was voted to grant the request.

Cm.fr.VNA

Requestgranted

Communication was presented from Wiggin and Nourie together with a petition for rezoning filed by Executive Realty, Inc. Under the rules the communication and petition for rezoning were referred to the Committee on Bills on Second Reading.

Cm.fr.Wiggin &  
Nourie  
Exec.Realty

Ref.Bon2R

Petition was presented from John Clements, Commissioner of Department of Public Works and Highways proposing that alterations be made to So. Willow St., Harvey Rd., Perimeter Rd., Goffs Falls Rd. and Huse Road, together with a Notice of Public Hearing to be held in the Beech Street School Gymnasium on April 7, 1983 at 7:00 PM. Being informational, the petition and notice of public hearing were received and filed.

Petitionfr.  
Clements

R&F

Communication was presented from John Hoben, City Coordinator, relative to the 1983 MER Program which calls for expenditure of \$1,078,000. for replacement of existing municipal vehicles, attaching for review the Motorized Equipment Replacement Program for 1983, requesting authorization for contracts to be awarded and for this purpose submitting two Resolutions

Cm.fr.Hoben

"Authorizing Bonds or Notes in the Amount of \$385,000. for Fiscal Year 1983 Motorized Equipment"

Resolutions

"Authorizing Bonds or Notes in the amount of \$265,000. for Fiscal Year 1983 Motorized Equipment"

Reso.ref.Cm.  
onFin.  
Mption

Under the rules the Resolutions were referred to the Committee on Finance. Ald. Pepino moved,

Second  
Voted

using cash left over in the MER program, to purchase 2 police vehicles; that under the bonding to purchase the sewer eductor, the Mack pumper, the Howe pumper, the four load packers and refer the rest to the new Fleet Manager, duly seconded by Ald. Gimas and it was so voted. Following discussion Ald. Cashin commented this is a very indepth study and on behalf of John Hoben he felt he should have an opportunity to look at it; that if Ald. Pepino would rescind his motion he would move to table this to give Mr. Hoben a chance to look at it and come back at the meeting of the Committee on Finance. Following further brief

Rescind  
Motion

discussion Ald. Pepino rescinded his motion and Ald. Gimas his second to the motion. Ald. Cashin moved to table the communication and refer it to Committee on Finance for Mr. Hoben to report at the Finance meeting to follow, duly seconded by Ald. Gelinas and it was so voted.

Voted  
Cm.fr.Clark

Communication was presented from Thomas Clark, Assistant City Solicitor, requesting an opportunity to meet with the Board in Executive Session for the purpose of discussing a pending legal matter. On motion of Ald. Rinker duly seconded by Ald. Batalis it was voted to grant the request to meet in Executive Session.

Voted  
ExecSession

settlesuit  
LoganEquip

Following Executive Session, the Clerk advised the City Solicitor's Office has requested that they be authorized to settle a suit brought by Logan Equipment Company against the City of Manchester involving damages to a piece of rented equipment the City had from them, the settlement being \$3,000.00. On motion of Ald. Batalis duly seconded by Ald. Osborne it was voted to grant the request.

Voted

Reps.on  
48Hanoverfr  
HousBuilFire

As directed by the Board, reports were submitted from Housing Code, Building Department and Fire Department relative to 48 Hanover Street. Ald. Gelinas advised the Housing Code Department and the Building Department have the authority to make sure that the rules and ordinances of the City are carried out; that it is his understanding that there are major considerations to repair many things, but it will take time to carry these things out. Discussion took place relative to all the broken glass at 48 Hanover, Mayor Beaulieu directing Housing Code Department to look into this, and advised that these Departments should continue to make monthly reports to the Board.

Monthlyreps.  
continue

Rep.Mayor's  
Adv.Comm.on  
CableTelevis.

A report of the Mayor's Advisory Committee on Cable Television was presented wherein they advised that the Mayor had received numerous complaints, inquiries and/or suggestions from the people of Manchester relative to Cable Television and the amount of channels; the type of programming, etc.; that many of these were based on comparisons with other cable systems throughout our region; that it is the opinion of the committee that the complexity of the situation required the creation of a committee; that this report will demonstrate that the Mayor was correct in appointing a committee to evaluate the situation and make recommendations to him; that it is the opinion of this committee that it has accomplished all that it was established to accomplish and should not continue to be in existence; that we respectfully suggest that the Board of Mayor and Aldermen consider appointing a citizens' advisory committee to work with United Cable Television to ensure that the citizens of the City of Manchester have ongoing input into their cable television situation; that the purpose of this committee has been to study and evaluate the present cable television service in the City of Manchester, and to report back to the Mayor its findings and ultimate recommendations; that United Cable Television serves many communities

around the City of Manchester; that all of these communities are affected as a unit, because United Cable Company utilizes the same equipment to transmit to this entire area the various channels; that a committee was formed by the selectmen in Goffstown to evaluate the situation in the Goffstown area; that we want to thank them for their cooperation and assistance as the mutuality of their concern led both of them to assist each other; that in order to achieve the purposes for which the committee was established, the committee did the following:

1. Gathered a tremendous amount of information about the communities around us (in New Hampshire and Massachusetts).
2. The committee held two public hearings in which the general public was invited to participate.
3. There were three public meetings with the cable television officials of United Cable Television.
4. There were four public meetings, including one with our technical advisors, Doug Aiken, Gerry LeClerc and Dick Desrosiers, and our legal advisor, Atty. Robert Smith.

That literally hundreds of people attended these hearings and meetings and thousands have communicated by telephone, letter, petition, and individual contact; that we gathered information from all over New England and compared the services being offered to the City of Manchester by United Cable Television; that we are presently being charged \$7.00 per month for the basic service; that one dollar and fifty cents per month is being charged for each additional set hooked up with Cable Television; that there is also a hook-up cost of twenty-five dollars; that the service now provided is considered to be a twelve-channel basic service; that as a result of duplication and SEC rulings, the opportunity to select twelve different programs does not exist; that there was an announcement made in November of 1982, by United Cable Television officials, that a second tier, consisting of eleven channels would begin operation in late December; that the additional cost would be \$4.50 per month for these optional eleven channels in the second tier; that the copyright royalty tribunal (CRT) indicated in December of 1982 that a royalty payment would be made by cable companies for distant signals; that as a result of this decision, many cable television companies removed distant signal stations from their services in order to avoid these higher rates; that this decision to charge 3.75 per cent for distant signal rate has been stayed until March 15, 1983; that it appears that any changes ordered by the Copyright Royalty Tribunal will not drastically affect the 3.75 per cent charge; that a thirteen-channel second tier will be offered the viewers of cable television in Manchester, New Hampshire; that the first ten channels will go on before summer, 1983, and are as follows:

1. WTBS-Atlanta
2. USA Cable Network
3. Cable Health Network
4. CNN Headline News
5. CBN Cable Network
6. Nickelodeon-Arts
7. Cable News Network
8. CKSH-TV (French channel)
9. C-Span
10. M-TV (Music)

that WOR-TV out of New York and the Nashville Network will be added upon completion of a second-earth station, which is expected to be installed by July 1, 1983; that completing the thirteen channel selections will be Channel 50 out of Derry, NH, when it goes on the air; that the new proposal includes an increase of \$3.95 and not the original \$4.50 predicted by United Cable Television; that this increase of \$3.95 includes the 3.75 per cent charged by the Copyright

Royalty Tribunal; that if this cost is eliminated or substantially lowered, this additional charge will be lowered, or more programming will be offered for the same price; that there will also be an additional twenty-five dollars, one-time service charge, for installation of a Convert-A-Box, which costs approximately \$45.00; that the \$1.50 per month for additional connections will not be increased, and service call rates will be increased from \$4.95 to \$7.95; that the proposed second tier provides the people of the City of Manchester with a wide selection; that the areas of programming offered by the second tier include Art, Culture, Children's Broadcasting, Christian Broadcasting, Ethnic Broadcasting, Public Access Station, Health Broadcasting, French Broadcasting, and News Broadcasting; that the Committee wants to commend United Cable Television for its cooperation in securing the broad spectrum of programming which it is bringing to the City of Manchester, and note that most of the programming advocated by the public and this Committee has been included on the proposal second tier. The Committee recommends that

1. A Citizens' Advisory Committee be appointed by the Board of Mayor and Aldermen to work with United Cable Television to ensure that the citizens of the City of Manchester are better served, United Cable Television having indicated a desire to have that kind of input from the community.

2. The Mayor's Advisory Committee is, in fact, advisory, and had a function other than negotiating costs for the services provided to the City of Manchester. The contract between United Cable Television and the City of Manchester does not allow for control of the cost or the amount of programming or channels allowed. The Aldermanic Committee is an official standing committee of the Board of Mayor and Aldermen, and should not have to compete with our advisory committee as to the ultimate charge and cost to the viewers of the City of Manchester. Therefore the Mayor's Advisory Committee will note that through our efforts, the proposed monthly charge has been lowered from \$11.50 to \$10.95 and defer to the Aldermanic Committee for final rate approval.

3. That scrambling of the cable signal be avoided if at all possible, except in the case of pay channels such as Home Box Office.

4. That when the next contract is negotiated, it should include a more definitive involvement of the Aldermen and Mayor in such areas as price, number of channels, service, and citywide access to cable television.

5. That public meetings between the United Cable Television and the Aldermanic Committee be held more frequently. It is obvious from our public meetings and hearings that the people of the city of Manchester have a significant interest in cable television.

6. Given the likelihood of Addressable (two-way) Cable development in the near future, bringing over-the-cable banking, communication, purchasing, public opinion surveys and other significant advances, the Aldermanic Committee and/or any citizens' advisory committee on cable television should pay particular attention to the potential impact of dramatic changes in service offered by cable companies.

We want to thank Mayor Beaulieu for appointing us to this committee, and United Cable Television and all of its officers for their cooperation. The input provided by the people of the City of Manchester in our dealings with United Cable Television was invaluable. Without it, we would not have known the general direction of broadcasting our citizens were interested in

pursuing. We want to thank United Cable Television for its considerable efforts to accommodate the various concerns and requests of the citizens of the City of Manchester. On motion of Ald. Rinker duly seconded by Ald. Osborne it was voted to refer the report to the Aldermanic Radio and TV Committee.

Ref.rep.Ald.  
Radio&TVcm

Mayor Beaulieu called a recess to permit the Committee on Licenses, Enrollment and Finance to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A report of the Committee on Licenses was presented wherein it respectfully recommend, after due and careful consideration, that the following Tag Day requests

Rep.Cm.  
Licenses

Manchester Little League Council                      June 11  
Manchester Junior Soccer League                      September 10

be granted and approved under the rules and regulations set forth by the Board of Mayor and Aldermen. On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted that the report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A report of the Committee on Enrollment was presented wherein they respectfully recommend, after due and careful consideration, that Ordinances

RepCm.Enrollmen

"Amending Article VI of the Zoning Ordinance of the City of Manchester by inserting after Section 6.05 a new Section entitled Section 6.06 Political Campaign Signs"

"Amending Chapter 9 Fire Protection and Prevention by adding a new Article III Unvented Space Heaters"

are properly enrolled. On motion of Ald. Carignan duly seconded by Ald. Osborne it was voted that the report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

Rep.Cm.Finance

"Authorizing Bonds or Notes in the amount of \$385,000. for Fiscal Year 1983 Motorized Equipment"

"Authorizing Bonds or Notes in the amount of \$265,000. for Fiscal Year 1983 Motorized Equipment"

ought to pass. On motion of Ald. Cashin duly seconded by Ald. Gelinas it was voted that the report of the Committee be accepted and its recommendations adopted. Ald. Pepino and Pariseau being recorded as opposed.

AccRecAdopted  
Pepino&Pariseau  
opposed

Resolutions:

"Authorizing Bonds or Short Term Notes for certain 1983 Community Improvement Program Activities in the amount of \$350,000."

"Authorizing Bonds for Certain 1982 and 1983 Community Improvement Program Activities in the amount of \$1,820,000."

Resolutions

On motion of Ald. Provencher duly seconded by Ald. Gelinas it was voted to read by title only.

TitleOnly

These Resolutions having had their second and final reading by title only, on motion of Ald.

Crotty duly seconded by Ald. Gelinas it was voted on passing same to be enrolled.

Enrolled

Ordinances:

"Amending Article VI of the Zoning Ordinance of the City of Manchester by inserting after Section 6.05 a new section entitled Section 6.06 Political Campaign Signs"

Ordinances

"Amending Chapter 9 Fire Protection and Prevention by adding a new Article III Unvented Space Heaters"

TitleOnly	On motion of Ald. Gelinas duly seconded by Ald. Crotty it was voted to read by title only. These Ordinances having had their third and final reading by title only, on motion of Ald.
ORdained	Carignan duly seconded by Ald. Provencher it was voted on passing same to be ordained.
Confirm Reardon Saf.Rev.Bd.	On motion of Ald. Pepino duly seconded by Ald. Batalis it was voted to confirm the Mayor's appointment of Viola Reardon to the Safety Review Board to fill the unexpired term of David Gelinas.
Confirm J.Benson ArtsComm.	On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to confirm the Mayor's appointment of John Benson to the Arts Commission for a term to expire October 1, 1984.
Nominations Higgins Libby Beliveau Billy	<p>Mayoral Nominations Announced:</p> <p>Fire Commission - Joseph R. Higgins, term 3 years, exp. May 1, 1986</p> <p>Board of Adjustment - John Libby Jr., term 5 years, exp. March 1, 1988</p> <p>Planning Board - Marcel L. Beliveau, term 6 years, exp. May 1, 1989</p> <p>Board of Registrars - Ralph L. Billy, term 3 years, exp. May 1, 1986</p>
Cm.fr.WestHigh	Communication was presented from West High School inviting the Aldermen to attend a coffee being held April 7th at 9:00 A.M. with Mr. Robert Anastos, the national founder of Students Against Drunk Driving, in the Manchester West High School Library.
R&F	
Cm.HighwayCm. Resurfacing R&F	Copy of the 1983 Resurfacing Program was presented, the Highway Commission requesting the Boards input on these items. Being informational the communication was received and filed.
Cm.fr.Martel resign. fr/ Sch.Bd.	Communication was presented from Charles E. Martel, School Board Member, to Mayor Beaulieu advising that due to demanding business ventures, he can no longer serve as the Ward 3 Representative on the School Committee. On motion of Ald. Batalis duly seconded by Ald. Rinker it was voted to accept the resignation. Mayor Beaulieu requested the City Clerk send Mr. Martel a letter thanking him for serving the community.
Resignation Accepted	
Filling vacancy tabled	On motion of Ald. Batalis duly seconded by Ald. Osborne it was voted to table filling the vacancy until the next meeting.
Nom.Makris MTA	Ald. Provencher nominated Socrates Makris to the Manchester Transit Authority for a term of five years beginning May, 1983.
Nom.Parker MTA	Ald. Cashin nominated Dennis Parker to the Manchester Transit Authority to succeed himself for a term of five years beginning May, 1983.
NomClosed	On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that nominations be closed.
Ald.Pepino	Ald. Pepino advised he had received a copy of the Matthew Thornton Health Plan and would submit it to the Committee on Insurance for their review.
Ref.CmIns.	
Exec.Session	Mayor Beaulieu advised they would go into Executive Session for the purpose of negotiations. Following Executive Session, there being no further business, on motion of Ald. Pariseau duly seconded by Ald. Osborne it was voted to adjourn.

A true record. Attest.

  
City Clerk

## BOARD OF MAYOR AND ALDERMEN

## PUBLIC HEARING

April 6, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Rinker.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Cashin. Absent: Ald. Thibault and Provencher.

Mayor Beaulieu advised that both Ald. Thibault and Provencher requested him to extend their apologies for not being able to be here.

Mayor Beaulieu advised the purpose of the meeting is to conduct a public hearing on the proposed municipal budget as required under the provisions of RSA 44:10 and on the expenditure of General Revenue Sharing Funds from Entitlements 12 and 13 as well as funding the operating budget of the Environmental Protection Division from Sewer User Rental Charges, the Resolutions before the hearing being as follows:

"Raising Money and Making Appropriations for the Year 1983"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements Twelve (12), Thirteen (13) and from Interest Earnings of Each as offsets to the Fiscal 1983 Municipal Budget"

"Appropriating the Sum of Three Million Nine Hundred Eight Thousand Seven Hundred Thirty-nine Dollars (\$3,908,739.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1983, of which Ninety Thousand(\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

Dear Fellow Citizens:

This administration is keenly aware of the sacrifices necessitated by the severe fiscal constraints under which all municipalities are currently operating. Our overriding objective is to optimize efficiency in city government so that adequate service provision can continue without the tax rate becoming prohibitive for the citizens of our City. We stand before you tonight with a sense of accomplishment that substantial progress is being made in redirecting the City's resources where they will generate the greatest long-term benefits. And we are optimistic that with your help and understanding, the City of Manchester will continue to move toward realization of the vast potential before us.

This year's budget process was completed earlier than the last several years and required a great deal of "fine tuning." It was with great difficulty and considerable sacrifice that requests totaling more than \$87 million were reduced approximately \$11 million to \$76,514,474. The proposed budget represents a 5.1% increase over last year's, the smallest increase in City spending in ten (10) years.

The 1983 cost of City Government to the Property Taxpayer will be approximately 4.9% higher than in 1982. The projected Tax Rate is estimated at \$81.14 per \$1,000, an increase of \$3.79. Major increases in the 1983 Operating Budget were Salary, Wages & Fringe Benefits and School Department Special Education Tuition.

The impact of Mandated Expenditures is difficult to ascertain. Many vital services such as Police, Fire, Highway, Street Lighting and Water Treatment are not really discretionary. Conservative estimates of Mandated Expenditures for 1983 are \$1,035,166 over last year or approximately \$1.56 increase on this year's Tax Rate. When added to a decrease in State Revenues estimated at \$498,000 or a .75¢ increase on the Tax Rate, the estimated Total Tax Rate increase of \$3.79 without mandates and decreases in State Revenues would have been \$1.49. Unfortunately, this was not to be and cutbacks at other levels of government have had a serious financial impact at the Local level.

Many have cooperated to accomplish the results which are before you. We will continue to strive for more efficient government and welcome your input now and in the future. The City of Manchester stands on the threshold of truly great things, and together we can cross that threshold.

Thank you.

Mayor Beaulieu called upon the City Finance Director for presentation.

Joseph Acorace, Finance Director, stated:

Thank you very much your Honor, Honorable Gentlemen. I would like to take this opportunity to ask you to welcome a very good friend, my predecessor, Mr. Armand Tetu. I will give a brief synopsis of the budget as it exists currently, as the Mayor indicated there are three Resolutions involved; one is for the adoption of the operating budget for approximately \$79.9 million; the second Resolution is the utilization of Federal Revenue Sharing Funds in the amount of \$2 million against the \$79.9 million budget, and I would invite anybody wishing to specifically address Revenue Sharing Dollars to do so; the third Resolution involves the appropriation for the Wastewater Treatment Plant. If you have difficulty in seeing this chart, the figures are developed from page 1 in the packet that was handed out entitled "1983 Tax Rate". In the first line, the salary and wages for the City of Manchester for this year is going to be a full appropriation of approximately \$39 million which involves an increase of \$2.7 million over last year, and that results in a 7.5% increase. You might recall that most of the negotiations that occurred for the various departments on a two year package, practically all departments were in the area settled two years ago for this year, and this years package amounted to approximately 9.2% overall. There has been a reduction in personnel, and that is the reduction in the 7.5%. Expenses have gone up 7.8% or 3/4 million dollars, \$753,000. Non Departmental expenses up 1.1% of \$275, for a total increase in the city budget of \$3.7 million. That total increase in city expenditures amounts to a 5.1% increase in this years budget over last year. When we add the county tax, and this is an estimate at this point in time, we have estimated an increase at the same level as what the city expenditures would be, a 5% increase, and that results in a \$141,503. of additional cost to the city this year for the county over last year. So that the total budget for the city will be \$79.9 million or a 5.1% increase. We expect to develop revenues to the amount of almost \$26 million in revenue coming from state aid, licenses, fees etc., an increase over last year of almost \$600,000. or 2.3%. That will leave a property tax to be raised of \$54 million, which translates to an estimated rate of \$81.14, an increase of \$3.79 or a 4.9% increase in the tax rate. At this point I would like to move on to page 3, because in this 4.9% increase there are several features that should be pointed out within this \$79.9 million budget. The first item of note is that the \$79.9 does include the Hillsboro County Tax; it absorbs, for the School Department, a state mandated tuition increase for the education of handicapped children of approximately \$731,000. over last years estimate. This particular figure, based on a meeting held several days ago between the School Board and the Board of Mayor and Aldermen, has subsequently been reduced by about \$150,000. in estimated payments for education of handicapped children. So in effect, the School Department has indicated that they were gaining \$150,000. and they requested at that meeting with the Board, that the \$150,000., along with some additional funds from other areas, be spread in several areas throughout the school budget, particularly within the areas of school textbooks and library books. As a result of that meeting, a consensus was arrived at between the School Board and the Board of Mayor and Aldermen as to the level of expenditures, and there was an increase accommodated in the area of textbooks and library books. This budget adopts a total School appropriation increase of 8.6% over last year. It also absorbs a 4% deficit assessment that you heard a great deal about since last December, the deficit being achieved by the State in their second year of their bienium, and accordingly they have assessed all the state aid areas to all the towns and communities 4%. They have notified us that in the business profits tax, and they will be charging this to us only in December this year, will cost us a loss of state aid of approximately \$248,000. In addition, I am advised by House Minority leader, Chris Spirou's Office, that the Board of Education, which we have not been notified of formally by the state, will also be assessing part of this 4% deficit to the various communities and to the City of Manchester that means an additional \$90,000. will be lost by the city in state aid from education areas, and that reflects roughly another 13¢ on the budget. That \$90,000. is not reflected in these budget figures, and that will be a further increase in the tax rate to absorb that deficit. This budget also absorbs the states one-time deferral of Sweepstakes revenue this year, that they have utilized to offset some of the requirements of the State Board of Education in the education field at the state level. That means that the City of Manchester will lose \$250,000. of Sweepstakes aid that we have been receiving through the years. I am of the understanding that the Mayor, as recently as last evening, was discussing with the Governor, and there is some possibility that this \$250,000. may be reinstated. There has also been a proposal that Sweepstake revenues for all times in the future will be transferred to the state general fund rather than to the School Departments and cities, and that idea is considered to have been dropped. If we take into consideration the so-called mandates from the state level and we add to it the mandated increase in Social Security taxes of roughly \$127,000., and we add to it the loss of revenues that normally we would expect to receive through state aid of approximately \$498,000., that means that all of those mandated in loss of aid reductions amount to \$2.30 in this tax rate increase of \$3.79. So the real city increase in terms of what is responsible directly to city increases in expenditures amounts to \$1.49, which translates to 1.8% increase over last year. On page 2 in the budget, I will explain what the various charts mean and I would point out that even though the public hearing is tonight, that the Board of Mayor and Aldermen will not be considering the recommendations that come forth in this hearing this evening until next Monday night and it may go on even further, so I would suggest that if you have neglected to bring anything to the Boards' attention this evening, then certainly you can address a letter to the Board through my office or the City Clerks Office and that will be taken into consideration at next Monday nights meeting on April 11. If you look at page 2, what it actually does is compare expending of the city, the county and the state over a 10 year period, and you will see that in the city spending in 10 years has gone up 131%. If you compare that to the county in 10 years, their spending has increased 156% over 10 years. If you compare both of those to the state of New Hampshire, state spending has increased 248%. So you can see that there was a sincere effort on the part of the city to keep spending down to the absolute minimum that was possible yet with the philosophy with trying to maintain a progressive character to the city and some growth. If you look at the increase over the past 5 years, since 1977, the city, in its efforts to absorb many reductions in state aid and many mandates, has increased total spending over the 5 years by 46% or an average of about 9% per year. The county increased, over

that same 5 year period, spending by 100% or an average of 20% per year. The state, in that same 5 year period, increased spending at 79% for an average of 16% per year. These are very significant figures in terms of your ability to compare the work that the Board of Mayor and Aldermen have done through several years. On page 4 is another way of expressing what chart 1 and chart 2 involve in terms of dollar and percent. Charts 1 and 2 fall in the next two pages, they are the pie charts. Chart 1 shows where the revenues come from, 68% come from property tax, clearly that is the biggest burden on the operation of the city in terms of taxpayers burden. Estimated revenue is that \$25.6 million that I talked to originally, less the \$4.5 million in business profits tax. Revenue sharing, 3%, that is the \$2 million we are requesting be applied against this \$79.9 million, and 2% is the surplus left over from last year. We are proposing, originally in these figures is included \$1.7 million of surplus funds that must be allocated to the budget, this must be done by law. In a final clearing of the books, it appears that we will be able to add an additional \$250,000. in surplus revenue against this budget, and there are some further amendments that I will make note of as we proceed in the future. Chart 2 shows how the expenditures are going, and salary and wages, personnel costs, are by far the biggest expenditure in the city - 64%, almost equaling the property tax level. Debt service is 12% of the total budget. Non Departmental areas, which involve items like pensions, health benefits, social security, legal costs etc., run about 5%. The county tax is 4% of the total budget. Expenses for the full department, these are all of the expenditures for all the raw materials in the city, total only 13% of this total budget. So what has suffered is expenditure for raw materials, items that are necessary to provide the services. On page 7, we give you the percent of the budget breakdown by salaries, wages, fringes, personnel costs - 67%. \$10.3 million is the total expenditure for the city. Capital outlay, about 1%, \$800,000. 6% in the Non Departmental area. The next section shows the major areas of the increase, salaries and wages, that is that 7.5% increase, went up \$2.7 million. School tuition for special students, at the point we introduced this, was \$731,000. and that is going to be reduced by approximately \$150,000. Pensions are up \$250,000., health insurance \$228,000., and there have been decreases in other areas of the budget so that the total budget increase is \$3.7 million. There is a further analysis on page 8 that breaks down all of the personnel costs as a percentage of the budget. Page 9 gives the full cost of schools on a comparative of '82 versus '83, and as a percent of the budget in '83, the total school cost will run approximately 42% of the total budget. Pages 10, 11, 12, 13 and 14 is the line items, a breakdown of department expenses, the gross budget approved by the Board to date, there will be possible further adjustments to this budget, and it further breaks it down to the approved salaries, expenses and capital outlay for each of the departments in the city. In the second half of page 14, there is that same breakdown referring to the Wastewater Treatment Plant. On page 15 is a comparison of the tax rate through approximately 12 years, a comparison as of the month of September in each year, based on the cost of living increase, looking at what the tax rate increase has been for each year as compared to the national cost of living index, which is another measure of how good or bad the city has been doing through the years. Then there are the actual Resolutions being presented, and that is basically the operating budget for this year. I indicated that there would be some adjustments requested, we have received requests for adjustments from the City Clerk asking for an additional \$832,000. predominantly for printing, publishing, binding, service agreements. Housing Code has requested some duplicating expenditures that were overlooked originally, a \$300 increase. School Department has presented an additional letter to the Board of Mayor and Aldermen for consideration of an increase of approximately \$40,000. to complete this year child benefit services where the state used to pick up these costs. There have been some Non Departmental changes, mainly the result of the Firefighters recent negotiations from a pension notification increase from the state, for the Firemens pension increasing 11.5% contribution by the city, they have increased the citys contribution to 15%, roughly 3.5%, which amounts to about \$100,000. They have increased Police pension, and School teachers pension has gone down slightly. So the total requirement would be approximately an additional \$230,000. requested in terms of an adjustment. The Manchester Association of Retarded Children has not requested any funds this year, so there is an recommendation that we would eliminate the \$20,000. appropriation for that. That total amount equates approximately to \$250,000., there is \$250,000. more anticipated revenues from surplus so that if approved, one would wash the other. That completes the budget presentation.

Mayor Beaulieu thanked the Finance Director, his assistant, Madeleine Roy, and Mr. Badolati for doing a fine job in preparation for this evening. Mayor Beaulieu advised that the Finance Director and City Coordinator will respond to questions from the floor; that the meeting is now open to the public for discussion. Each person wishing to speak is requested to step to a microphone, when recognized, and announce their name and address in a clear, loud voice for the record; that each person wishing to speak will be given only one opportunity to do so.

Norman H. Penner Sr. was recognized and stated:

I am the Executive Director of the Manchester Boy's Club. The request that I am going to present to you will seem like a very small amount, but I hope it will be granted and will do some good work. Our concern is that the closing of the Girls Club leaves a vacuum in the community for programming services for the girls this summer. So we are hoping to provide some services for the girls during the summer in the way of a day camp. We have had a meeting of certain agencies and we approached United Way for some funding, we are short about \$7,000., United Way has granted \$3,500. and we would like to present to the Board of Mayor and Aldermen a request for \$3,500. to help us provide some services to the girls this summer. This would be a one time appropriation. Thank you.

Joseph Morris was recognized and stated:

I would like to thank the Mayor and the Board of Aldermen and the School Committee for being very open to our discussions about the school funding, and I would like to thank them for reinstating about \$700,000. to the 1983 budget that was originally cut in December of 1982. I am here advocating and looking for another \$250,000. for the 1983 school budget, it is the associations position that this is the minimal necessary to maintain the current level of school operations. It is our feeling that anything less will decrease the effectiveness of education in Manchester. We are looking towards cuts in various areas. We have earmarked some line items, even though we know it is beyond the scope of the Board to direct line item expenditures to the school board. We are looking for reinstatement of funding to areas of textbook supplies, pupil supplies, instructional supplies, capital outlay and to personnel. We feel that the reductions that have been forced upon the school department because of budgetary restraints, are going to adversely effect education in Manchester. We see some problems in the spending patterns in the city of Manchester. Looking at some figures that are presented by the Center for Educational Field Studies, which is a group out of the University of New Hampshire, which is directed by the School Boards Association, we find that Manchester is lagging far behind in comparison to other communities in the state in terms of what it spends for education. Out of the 13 larger cities in New Hampshire, Manchester ranks last in terms of equalized school tax for public schools, and ranks about 9 in terms of the amount of property taxes used to support its public schools. We feel that this is a dangerous precedent to set for the city. Historically the School Department, the School Committee, has lowered its request for school funding, it has cut back in many areas in tight budget years to accommodate increase in costs, but it has reached the point now where the School Committee, in our opinion, has deferred some of the expenditures so long, that it is starting to catch up in terms of the educational system in Manchester. I wanted to take this time to publicly state that we are concerned for the children of Manchester, they are our primary concern. We are concerned for the quality of education in Manchester. We are advocating for instructional supplies and also to maintain an adequate teaching staff in the City of Manchester.

Commissioner Leo Bernier was recognized and stated:

I am requesting that the VNA funding, at this time where it is sitting in the Non Departmental budget, be transferred to my budget under Account #390. As you know there is a big trend right now taking people away from the nursing home and try to keep them in their own environment. My budget has increased about 21% from these mandated programs. What is happening is that nursing home cost is going up and it is brought back to the state and the state brings it back to the cities and towns. So we are trying to work with the VNA and try to prevent these people from going to a nursing home at a cheaper cost than what the state is charging us right now. Sarah and I have been discussing this in the last 6 weeks, we have met several times in putting a proposal together. We feel that in the next 6 months we are going to experiment to see if we can curtail some of these costs. We discovered there are alot of clients out there who are able to receive old age assistance, fuel assistance, and food stamps are not doing it because they are afraid to come to the Welfare office or the State Welfare Office because they have alot of pride. We are trying to coordinate this at this time. I feel that instead of myself getting involved and get funding from two different departments, from my department and from the non departmental aspect, I think we should try to put the funds into one department, and if you can give me this opportunity, we show you at the end of this year that there will be a savings. My second request, is my receptionist position. As I know you are not going to add any new positions at this time, I am requesting that you look at my department one more time and at least give us a part time position. What is happening is that we are using workfare people, but as you know they are only with us for two days a week, and at this time the Welfare cases are not staying with us too long. They are short term, and by the time we train these people, they are gone and hopefully getting gainful employment. We are discovering that we are losing money, which is not their fault because they do not know the system, and by the time they are trained they are gone. So we think that if we had a part time position we would save alot of money. I have two documents right now where we lost over \$2,000. because we failed to see that they were a county liability. I hope you will take this request into consideration next Monday night. Thank you.

Mayor Beaulieu advised he would like to recognized some people that he failed to earlier -

Commissioner Robert Keefe from the County, former Mayor Stanton, Mr. Gerald Connors Chairman of the School Board, Mr. Boisvert.

Gil Rowleson was recognized and stated:

I am a teacher of the hearing impaired at Memorial High School. Alan Swiss, metals technology instructor at Memorial High School for the past six years, was recently given a notice of termination of employment. I feel that this decision is one that will have severe effect on the hearing impaired program at Memorial. Four years ago, when our deaf students started taking metal shop classes, a slow process of adjustment began for hearing impaired students & the teachers and interpreters of the hearing impaired and the metal shop instructor, Mr. Swiss. For the hearing impaired students, adjustment involved learning a new vocabulary as well as safety procedures and the language used daily in the metal shop. Also the proper method of operating industrial machinery had to be learned. This was no small task for a population of students whose language was drastically limited by their inability to learn the sounds of words and experience the meaning of words in early childhood. The way these obstacles were overcome was by building a spirit of cooperation between the teachers and interpreters of the deaf and

Mr. Swiss. This cooperation led the way for the development of the metal program that would help the hearing impaired reach their fullest potential. The teachers of the deaf also had to adjust their style of teaching to Mr. Swiss's. First of all, we had to know the goals that Mr. Swiss had set for the hearing students in his class, and then we had to adapt materials and testing instruments in order for our hearing impaired students to meet these goals. This adaptation has taken four years to develop to the point where it is at now. A new instructor with different goals and techniques replace Mr. Swiss, the learning process involved in the metals program for the hearing impaired would suffer greatly. Lastly, as we all know, the most important ingredient for success in the classroom is a dedicated and knowledgeable instructor. In the past four years Mr. Swiss has learned the individual potential of each hearing impaired student and he has adapted his instruction to help each of our students reach this potential. More important than this, Mr. Swiss has been willing to take time to understand the special problems of our hearing impaired students and has provided them with a learning environment in which their abilities rather than their disabilities are stressed. Thank you.

Phyllis Zioze was recognized and stated:

I am here tonight as a parent, taxpayer and also as the President of Smith Road PTO. I am here on behalf of the school budget and we would like to urge the Aldermen to reconsider their position and allow the extra amount of money to be placed back into the school budget. We all know once cuts are made they are never restored. We pay the Police and Fire Departments to protect them and then we skimp on their education. We are giving them larger classes, outdated and mutilated textbooks, we're cutting the athletic programs and we're eliminating special classes. We should be working towards smaller classes, the best of textbooks, a highly funded athletic program, special classes such as readiness, art, music, improved school libraries and in general the best school system that our tax dollars can provide. Due to the lack of funds, PTOs have been taking more and more responsibility for the schools. Now we are looked upon to provide essential and basic items that should be provided by the School Department. Our PTO at Smith Road School is very active and therefore we can provide more benefits for the children, but what about the schools without a PTO or parents group to help. We feel that the parents should help the schools, they should not carry the burden. There are a lot of dedicated people in this city doing volunteer work for and in the schools. They are also taxpayers, and as taxpayers are asking you, our elected officials, to restore the full school budget as requested. Add the extra amount to our tax rate and let us pay it knowing that it is being spent where we, the parents, want it spent - on education for our children in the Manchester school system. We want to increase allotments for athletic programs, we want to retain the readiness classes, we want each and every school to have weekly art and music classes, we want to provide a better education through smaller, not larger, classes, and we want replacement of outdated and obsolete textbooks as well as the mutilated ones. I feel it is an injustice to cut the school budget, and again ask that it be passed as originally requested. Thank you very much.

Donald Mansfield, 288 Auburn Street, was recognized and stated:

I have worked at New Hampshire Supply for the last 5 1/2 years, and we have health insurance there, but unfortunately, it does not cover office visits. I got custody of my children about 2 1/2 years ago when they were 11 months old, twin daughters, and I called their pediatrician to set up an appointment for their one year physical and shots and I asked how much it would cost me and I almost fainted when I found out it was \$100. There was no way I could afford that then or in the future, so I started looking around for alternatives and somebody told me about Child Health Services. I went down and applied and I was accepted and I was relieved because now I could get quality health care at a price I could afford, which was nothing. I have been bringing them down there for 2 1/2 years, they have had all their physicals, all their shots, and whenever there was a problem - flus, colds, ear infections, I've seen them all, I would bring them down there and they would check them out, give me advice, prescribe medication etc. I have been really confident with the service down there because I have seen the staff at work and I know they are excellent. They are the type of medical service that I can rely on because they are not the type of people you go to with a problem and they just prescribe medication. I don't put much faith in health services that will just give you medication for any kind of illnesses. These people are excellent with the advice, and they have given me advice and literature on nutrition and health care and so forth, and I know they have a definite need for more funding because there are a lot of other people like me, I am sure, who can work and they make too much money to get on the Welfare rolls, but not enough money to properly care for their children. Thank you very much.

Clement Duval, 50 Fairmount Avenue, was recognized and stated:

I am also here to speak for Child Health Services to see if the city could squeeze some extra money for the Center. Both my wife and I work, we have three children, we have one that was born deformed and has a lot of medical problems - heart, eyes, ears, throat and orthopedic. Without this clinic that has carried us over the last 5 years, I feel that if the city could help out it would be much appreciated and there are a lot of other families that need it too.

Donna Beth Murphy, 132 Bridge Street, was recognized and stated:

I am a classroom teacher, and I have worked in the city of Manchester 8 or 9 years, and in that time, I have watched what teachers call workbooks become almost nonexistent in our classrooms. When I started 8 or 9 years ago, we used to get workbooks to help us teach cursive, workbooks to help us teach phonics, workbooks in english, math, and for the most part, these books were consumables that the children could use. Since these 8 years that I have been working, each one of those books has been taken from the classrooms. There no longer are cursive books for the children unless the PTO buys them. Several schools I believe the PTO buys the phonics workbooks for the children. There are some schools that have even social studies textbooks because of federal funds from what was called a teacher center a couple of years ago. Even things like social studies workbooks exist, but we don't have the money to have them in our schools. An article in todays Union Leader reported that cities like Keene and Nashua spend three times more on books for public school students than we do in Manchester. Mr. Acorace mentioned tonight that there will be extra money in this school budget for books. Compared to last years \$10.35 per pupil book expenditure, and keeping in mind that cities like Keene and Nashua spent over \$30.00 per student last year. Could Mr. Acorace tell me the anticipated per pupil expenditure for text and library books in the next year?

Mr. Acorace stated:

I do not know what the per pupil cost is off hand, but the actual expenditure for 1982 was \$150,801. What is being proposed this year is \$243,000., or roughly \$93,000. more than what was actually spent last year. So that is quite an improvement.

Donna Beth Murphy stated:

We have over 14,000 students in the City of Manchester, so that doesn't come up to \$16.00 per pupil, I would guess, and that is what Concord spent last year on its books. Thank you.

Dianne Linda Robert, 416 Laydon Street, was recognized and stated:

I am here with the concern of many of the teachers and students here in the City of Manchester. It has been an established fact that airborne asbestos is hazardous to your health and causes several various respiratory diseases, some of which have proven to be fatal. There are several Manchester schools that do have airborne asbestos. There are some schools, due to the leaky roofs, such as Memorial, Hillside and Southside, that have very severe problems in them right now. This is leaving open a cause that could cause respiratory diseases with our children that we are teaching in our schools, and also several teachers who teach in these schools for far longer a period of time than its students. I would like to know if the city plans right now to be able to remove or incapsulate this asbestos and when they plan to do it.

John Hoben stated:

The City last year, when it first became aware there may be asbestos in the schools, engaged a consultant who undertook some work in several of the schools, Smith Road, Southside and Memorial and Jewitt, and as soon as the Board of Aldermen became aware of the findings of the report appropriated \$1.5 million and immediately engaged a contractor who completed a good portion of work last year. At this point in time we are having an additional evaluation conducted, the findings are not in, but in anticipation of problems, the Board has authorized an additional \$1 million this year in order to take care of these problems as soon as that report is completed. We are not aware of any documented difficulty or problem and have no recommendations that have been presented to us that we have not acted upon.

Diane Linda Robert stated:

I realize that the schools were to be reevaluated after, however, the person who was to reevaluate the schools has never reentered any one of the schools to reevaluate them, and since then, even in some of the schools where false ceilings were placed to protect them, since the roofs are leaky the false ceilings are now leaking and we have plastic trying to drip off to the sides. We have alot of schools that have this problem, and no evaluator has been into any of the schools since even though according to law it is supposed to be done.

John Hoben stated:

There was an evaluation done as soon as the contractor left the schools where the work was done last summer, his name is Dr. Charles Spooner.

Diane Linda Robert stated:

Yes, but he has not come back into the schools to do the reevaluation, and that is what I thought should be made known to the public. Even though he did say he would be back in, he has not been.

John Hoben stated:

I think you would find that he has been back into all of the schools.

Mayor Beaulieu stated:

I sat with Dr. Spooner, Mr. Hoben and Mr. Houle, director of Maintenance for the city, just a short while ago, and we went over some of these problems and I believe he has gone back in some areas. But if you have additional problems since school has started, for instance leaky roofs, I can't answer that. If you give us the information as far as the leaky roofs, we will look into the situation. Thank you.

Francis Roberge, 156 Dunbar Street, was recognized and stated:

My children have been across the whole United States when I was in the military. They have been in Manchester getting a good education. In other parts of the country we had to buy our own books, I can't see why you can't do it here. We've been in Denver Colorado, California, Maine, down in the south and overseas. The only school system that beats the state of NH is overseas. Everyplace else we bought our own equipment. I am a taxpayer, I can't afford to keep paying and paying and paying. The kids might need it, but 50¢ for a bus to go to school, 50¢ to come back, give them lunch money, and now you want us to also give them the books. I can't afford it, and I've been paying taxes and you people want to raise it. Another thing is the 9% pay raise, if money is so tight, how come we are giving pay raises so high? Thank you.

Sandra Paradis, 37 Branch Street, was recognized and stated:

I am here as a concerned parent and a taxpayer. First it was brought to our attention at Memorial High School that seven of our top students there this year are athletes, six of them are on the track team, we do not want any more cuts in the athletic programs or the teachers at Memorial. We would even like to see the track reinstated next year, please consider this. This new track is going up this year at Memorial, as most of you know that we fought for through the CIP Program, and I wanted to bring this out. My brother Frank happened to see it in the Crusader, and the 7 of the top students are athletes and 6 are on the track team, so that shows you how much athletics are important. All you parents here, I am sure, I am willing to spend the \$7.00 per year, so little of a price for our childrens benefit. The children of today are tomorrows citizens of Manchester and let's give them the full support as parents and taxpayers to give them the benefit of a good education. I ask the Board to please reconsider the elimination of the 38 teachers positions and the supplies that they need. I would like to see the budget restored, and while the students are in school, let's spend the money on the students while they are in school, rather than have them spend it on the YDC program later.

Mayor Beaulieu stated:

I would like to give you a bit of good news. The track at Memorial High was started today. The Board has worked very hard to accomplish that goal.

Robert Barry was recognized and stated:

I don't think I am going to get the hand that most of the other people have because I would like to join the only one other person that has spoken to lower taxes in this place. Just checking over the signup sheet before I got here, 90% of them were teachers looking for more money. I would like to see more money taken from the budget. I don't believe that the departments need the money that they have. For one thing, I would like to know why the City of Manchester is funding a Latin American Center. Why are we spending money for a Latin American Center when we have Irish Americans, Greek Americans, French Americans etc. that I'm sure could benefit from one of their centers. As an Irish American, if we are going to spend money on a Latin American Center, I demand that we spend money on an Irish American Center. Why are we spending money that really shouldn't be going out. Another point that I would like to bring up is in a March 23rd article in the Union Leader, the Highway Department said that they could live within their plowing budget. Then they said that half of it was already spent. Will they be able to come back and get more money from the Board of Mayor and Aldermen over and above the budget that they have? We have only had two storms up until this point, and they have already spent half of their money, even though they said they could live within their budget. Frankly, I have never seen a suggestion at a public hearing used to lower taxes. Could you tell me exactly what happens to the suggestions that have been given at public hearings? Never have I seen one come out of the Committee that has lowered the taxes. Could you give me any indication of any suggestion that has ever come forth at any public hearing that has actually resulted in lower taxes?

Mayor Beaulieu stated:

We have talked about this evening the original request was \$87 million, which was \$11 million additional over '82. Right now we have lowered that amount to 5.1%, the original request was 20.6%. We know we have an obligation to all the citizens, taxpayers as well. But I will say the Board has worked very hard to lower the original request. Every year, people who do make suggestions, no matter who they are, they are looked into.

An unidentified student was recognized and stated:

I didn't come here tonight planning to speak, but I was surprised that so many people were concerned about the education budget and the money we are spending on education and so I felt it was important to express the students point of view. I think that above sports, and above money to go towards new books and that type of thing, I think the primary concern of most students is teachers. Teachers make a difference in education. Since my Freshman year,

I have seen alot of new teachers come in who have put alot of work into our school. I can think of one teacher in particular who started a career center in our library and who is very enthusiastic and hard working, and you can never take away what these new teachers, new blood, give to a school, and the way they revitalize the school and the kind of enthusiasm that they spread to the students. Unfortunately, that specific teacher was laid off. I think when you start to lose the new teachers who come into the school, the school loses a bit of its vitality, because the older the teacher gets, the more important the rest of their lives become and the less time that they have to devote to the school. New teachers really care about the school and that shows. When the students see that, I think the students will care more about the schools.

Mayor Beaulieu recognized Mrs. Krauzer, Principal of Memorial High School, and Mr. Baines, Principal of West High School, and Assistant Superintendent of Schools Norman Tanguay.

Lionel Leblanc, 203 Belmont Street, was recognized and stated:

Mr. Mayor, Board of Aldermen, Ladies and Gentlemen, I am a retired federal worker, and we get a cost of living adjustment. Social Security, when it comes July, they will never get their increase. We don't know when we will be getting our cost of living adjustment again. I don't know what this union is doing for the firemen or the policemen, but everytime they ask for any money, they get it. If they are going to ask for 9.2% every year, we are going to go bankrupt. This has got to cease, if the union is that demanding, change the union. Something has got to be done about this. Thank you.

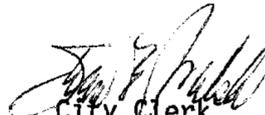
Chet Randall, President of Student Council at Central High School, was recognized and stated:

On behalf of the teachers and students that are here, I would like to thank the Board of Mayor and Aldermen to Central High School, one of the oldest schools in the state. Last year I came here as a student, this year I come here as an 18 year old who is now a citizen, legally of age to vote, of age to die for this country when in time I am called upon to do so. I have been discouraged in the past, and I hope that this time the students will be listened to. I came here last year and one Aldermen said to me promptly after the meeting, "I think you know more about the budget than I do". To myself I said, "Yah, I do". I am the one who works with the school books that fall apart, I am the ones who work with the teachers who are overtired because there are too many kids in the classroom, I am the student who suffers from no time with the teacher personally, I am the student who cannot read because I cannot have that time with the teacher, I am the student who cannot write because I cannot have that time with that teacher, I am the student who does not have the materials to work with because those materials are not provided for. Education is indeed taking a step backwards. I remember a time when I was in Grammar School and PhysEd was a thing of the future, something like the laser wars we are talking about now. It is a serious proposition what we have brought before us today. The cutbacks will continue, unfortunately it is traditional for Americans to wait until a crisis occurs to do something. I think that this trend is changing. Students came here last year to try to show the people the future, ourselves, the people that stand before us now, what we want and what we feel. I hope that those gentlemen sitting at the Board of Aldermen are not forgotten by us when it comes our turn to decide your fate. Education is indeed taking a step backwards. I hope that some day soon, maybe this evening, maybe within the next few weeks, that it will begin to take a step forward. Thank you.

There being no one further wishing to speak, on motion of Ald. Rinker duly seconded by Ald. Batalis, it was voted to refer the Resolutions back to the Committee on Finance for further consideration.

There being no further business to come before the Board, on motion of Ald. Rinker duly seconded by Ald. Gelinis it was voted to adjourn.

A true record. Attest.

  
City Clerk

State of New Hampshire  
Hillsborough, SS

April 14, 1983

Personally appeared before me, Kathy Green, a member of the Personnel Appeals Board, and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

April 19, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Batalis.

A moment of silent prayer was observed, with special thought given to Jim Moynihan who recently passed away.

The Clerk called the roll. Present: Mayor Baulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Pole location, manhole location, buried conduit and transfer of pole location petitions, New England Telephone Co. #920584 and Public Service Co. #4868, #4888, #4942, #5068, #5184, #5241, #5271-1, #7638, #14812 and #11-562 were presented as received. On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted that the prayers of the petitioners be granted and approved under the direction of the Department of Highways.

Polelocation

Granted

Sidewalk Improvement Petitions were presented for:

Sidewalk  
Imp Petitions

Charles W. Cummings                      204 S. Taylor Street  
Patricia Brent                                64 Arlington Street  
Catherine Barnes                            747 Lake Avenue

On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Granted

Communication was presented from Frank Norton advising of his interest in the development plan for the Second Street/Woodbury Avenue area. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Frank  
Norton

Ref.Bo2R

Communication was presented from Jones Office Equipment Co. advising that he is in favor of the proposed new development at Second and Woodbury Streets. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Jones  
Office Equip.

Ref.Bo2R

Communication was presented from Francis Catano, Executive Director of Webster House, relative to development of a second home and requesting assistance in this endeavor. Ald. Pariseau moved that the communication be referred to Lands and Buildings Committee. The motion was duly seconded by Ald. Rinker. Ald. Cashin advised that Lands and Buildings had been directed by the Board to resolve ourselves of all municipal buildings and put them on the tax rolls. Following further discussion on the established policy, Ald. Pariseau rescinded his motion and Ald. Rinker rescinded his second. On motion of Ald. Provencher duly seconded by Ald. Batalis it was voted that Mayor Beaulieu should meet with this agency and report back to the Board.

Cm.fr.Francis  
Catano

Voted

Communication was presented from Community Improvement Program relative to an allocation of \$75,000. for Brown Avenue Bridge at Cohas Brook, #7.10227, together with a Resolution

Cm.fr.CIP  
Resolution

"Authorizing the Finance Officer to effect certain transfers of \$75,000.00 from non-revenue accounts to finance the 1983 CIP Brown Avenue Bridge at Cohas Brook, 7.10227"

Under the rules, the Resolution was referred to the Committee on Finance.

Ref.Cm.Finance

Communication was presented from Health Department submitting their initial report on conditions at 48 Hanover Street as requested by the Board. Being informational, the communication was received and filed.

Cm.fr.Health  
Dept.

R & F

- Cm.fr.John Hoben Communication was presented from John Hoben, City Coordinator, relative to Greater Manchester Industrial Corporation advising that the by-laws of GMIC provide for seven (7) ex-officio city government representatives on the Board of Directors; that the formal reorganization of GMIC is anticipated within the next several weeks and it is appropriate for the Board to designate its two (2) representatives at this time. Ald. Gimmas nominated Ald. Gelinas. Ald. Pariseau nominated Ald. Pepino. Ald. Cashin nominated Ald. Rinker. Ald. Pepino declined the nomination. On motion of Ald. Batalis duly seconded by Ald. Carignan it was voted to close nominations.
- Nominated:  
Ald. Gelinas  
Ald. Rinker  
Ald. Pepino
- Close nominations
- Warrant Sewer Charges Warrant for collection of sewer charges in amount of \$18,653.16. The Clerk advised of a communication received from the Environmental Protection Division requesting abatement therefrom the sum of \$831.51 which was paid since the warrant was prepared. On motion of Ald. Gelinas duly seconded by Ald. Provencher it was voted to commit the Warrant to the Tax Collector for collection under the hand and seal of the Board of Mayor and Aldermen abating therefrom the amount of \$831.51.
- Voted
- Cm.fr.J.Grogan Communication was presented from John Grogan, Planning Director, responding to a request of Boston Trading Co., Inc. for permission to install a canopy at their entrance at 20 Granite Street, said request having been referred to Planning Department at a meeting of the Board held March 15th. On motion of Ald. Gelinas duly seconded by Ald. Gimmas it was voted to approve the request in accordance with the conditions and restrictions as set forth by the Planning Department.
- Voted
- Cm.fr.CIP Communication was presented from Community Improvement Program requesting permission to increase the 1982 Elderly Center, #2.30402, appropriation by \$8,000. and for this purpose submitting a Resolution
- Resolution
- "Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"
- Ref.Cm.Finance Under the rules, the Resolution was referred to the Committee on Finance.
- Rep.Bo2R A Report of the Committee on Bills on Second Reading was presented wherein, having considered the recommendation of the Parks and Recreation Commission, they respectfully recommend, after due and careful consideration, that
1. The name "Gateway Park" be bestowed on that Park area located north of Granite Street between the river and the railroad right-of-way.
  2. The name "William Loeb Plaza" be bestowed on the paved portion, situated near and over-looking the river, within Gateway Park.
- Ordinance and for that purpose an Ordinance was submitted for consideration with the recommendation that it ought to pass. On motion of Ald. Gimmas duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations adopted.
- Oughttopass
- Adopted
- Rep.Bo2R A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Ordinances
- Ordinances
- "Amending the Zoning Ordinance of the City of Manchester by extending the B-1 Zoning District in the vicinity of Lake Avenue and Massabesic Street"
- "Amending the Zoning Ordinance of the City of Manchester by establishing a B-2 Zoning District in the vicinity of Second Street, Schiller Street, South Main Street East Back and Woodbury Street"

"Amending the Zoning Ordinance of the City of Manchester by extending the I-3 Zoning District in the vicinity of Huse Road, South Willow Street and Merrill Road"

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 Zoning District in the vicinity of Maynard Avenue, Huse Road, Porter Street and Tilden Drive"

be ordered to a Public Hearing to be held on Monday, May 9, 1983 at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

Public Hearing  
May 9, 7:30 PM

A Report of the Special Community Improvement Program Committee was presented wherein, after due and careful consideration, they respectfully recommend that the 540 North Commercial Street Development Project be formally adopted and approved, and that the 1983 Community Improvement Program be amended as set forth in the attached Resolution to reflect said adoption. Resolution

Adopted

Rep.Special  
Community CIP  
Cm.

Resolution

"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds."

WHEREAS, the Board of Mayor and Aldermen has approved the 1983 Community Improvement Program as contained in the 1983-1987 Community Improvement Program Budget Book containing 16 sections; and

WHEREAS, Section 14 of said Budget Book incorporates Federal, State and other Grants to be received; and

WHEREAS, the Board of Mayor and Aldermen has previously held a public hearing;

NOW, THEREFORE, be it Resolved that the 1983-1987 Community Improvement Budget Book, Sections 6 and 14 be amended as follows:

By Adding a New Project Described As:

6.50212 540 North Commercial Street Development, Office of the Mayor/GMIC: private acquisition and rehabilitation of a vacant 200,000 SF building in the Amoskeag Millyard for new industrial uses; project will be developed by 540 North Commercial Associates and financed through \$2.2 million in private funds and a \$500,000 UDAG grant which will be assigned to GMIC and loaned to the developer over a period of twenty-five years in accordance with UDAG grant; the project is scheduled to be completed in the period April 1, 1983 to December 31, 1984.

RESOLVED, that this Resolution shall take effect upon its passage.

Ald. Gelinas stated that seeing as the Committee had just met this evening for this purpose, it might be appropriate for the remaining Aldermen to read the Resolution before voting on it.

Ald. Batalis inquired if this was in regards to the Budget, Ald. Gelinas advising that it was not.

On motion of Ald. Cashin duly seconded by Ald. Pariseau it was voted to move to the question.

Move to  
Question

On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted. Under the rules, the Resolution was referred to the Committee on Finance.

Adopted  
Ref.Cm.Finance

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Board of Water Commissioners, a pension for Robert P. Freitas, 279 Candia Road, age 51, after twenty-nine years of service as follows:

Normal Wages - 40 Hrs.	\$369.20
One-half applicable	184.60

effective April 15, 1983, together with any vacation and sick leave benefits to which he may be

Adopted

Rep.Cm.Finance

entitled, be granted and approved. On motion of Ald. Crotty duly seconded by Ald. Gimas it was voted that the report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Board of Water Commissioners, a pension for Frank P. Freitas, 558 Spruce St., age 51, after twenty-nine years of service as follows:

Normal Wages - 40 Hrs.	\$424.00
One-half applicable	212.00

effective April 15, 1983, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Gelinas duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

Adopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the School Board, a pension for James Gildea, 293 Hayward Street, age 63, an employee of the School Department for 20 years, as follows:

Normal Wages - 40 Hours	\$239.20
One-half applicable	119.60
Due from City bi-weekly	239.20

together with any vacation or sick leave benefits to which he is entitled be granted and approved, retroactive to November 12, 1982 the date of his retirement. On motion of Ald. Osborne duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

Adopted

Rep.Cm.Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that Traffic Control Signals be authorized for installation at the new Fire Station on Mammoth Road, at the Amory Square intersection and at Station 2 on South Main Street, as requested by the Fire Department for public safety and, further, that the cost of such signalization, estimated at \$17,300.00, be charged against 1981 CIP #4.20307 Bridge-Mammoth Road Fire Station Account, an Amending Resolution to be prepared for this purpose, if required. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

Rep.Cm.Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester:

STOP SIGNS AUTHORIZED

Depot St. & So. Bedford St., NE corner on Depot St.  
Jewett St. & Valley St., SW corner on Jewett St.

PARKING PROHIBITED ON CERTAIN STREETS  
Sec. 26 of the Traffic Ordinance

Elm St., west side, from a point 420 ft. north of  
Valley St. to a point 180 ft. south of Valley St.

PARKING TIME LIMITED IN DESIGNATED PLACES  
Sec. 25 of the Traffic Ordinance

c. The driver of a vehicle shall not park such vehicle for longer than one (1) hour at any time between the hours of eight a.m. and six p.m. of any day and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Dow St., south side, Canal St. to Hampshire Lane metered parking

e. The driver of a vehicle shall not park such vehicle for longer than thirty (30) minutes at any time between the hours of eight a.m. and six p.m. of any day, and Thursday nights to nine p.m. except Sundays and public holidays, in the following described district:

Valley St., north side, from Belmont St. a distance of 120 ft. westerly  
Belmont St., west side, from Valley St. a distance of 65 ft. northerly

PARKING PROHIBITED IN CERTAIN PLACES  
Sec. 24 of the Traffic Ordinance

e. It shall be unlawful for the driver, excepting a handicapped driver, of a vehicle to stop, stand or park such vehicle in restricted areas designated handicapped drivers only, violations to be subject to impoundment in accordance with Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances, in areas designated HANDICAPPED PARKING TOW ZONE as follows:

Pine St., west side, from a point 140 ft. north of Amherst St.  
a distance of 25 ft. northerly - from 8 A.M. to 9 P.M. Monday  
through Saturday

f. It shall be unlawful for any driver to stop, stand or park any vehicle in restricted areas designated "No Parking - Tow Zone" violations to be subject to impoundment in accordance with Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances:

Union St., west side, Lowell St. southerly a distance of 50 ft.

PARKING TIME LIMITED IN DESIGNATED PLACES  
RESCINDED

Elm St., west side from a point 45 ft. north to a point 45 ft.  
south of 200 Elm St. - one hour

PARKING PROHIBITED ON CERTAIN STREETS  
RESCINDED

Beech St., west side, from a point 120 ft. north of Salmon St.  
a distance of 40 ft. northerly

NO PARKING DURING SCHOOL HOURS RESCINDED

Weston Rd., north side, So. Porter St. to Lois St.

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Osborne duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its recommendations be adopted.

Ordinance:

"Bestowing the name "Gateway Park" and "William Loeb Plaza"

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to read by title only.

This Ordinance having had its second reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Mayor Beaulieu called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions:

Adopted

Ordinance

ByTitleOnly

Enrolled

Recess

Order

Rep.Cm.Finance  
Resolutions

"Authorizing the Finance Officer to effect certain transfers of \$75,000.00 from non-revenue accounts to finance the 1983 CIP Brown Avenue Bridge at Cohas Brook, 7.10227"

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds"

OughtToPass

ought to pass. On motion of Ald. Crotty duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

Resolutions

Resolutions:

"Authorizing the Finance Officer to effect certain transfers of \$75,000.00 from non-revenue accounts to finance the 1983 CIP Brown Avenue Bridge at Cohas Brook, 7.10227"

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds"

ByTitleOnly

On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to read by title only.

Suspend Rules

On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted to suspend the rules and place these Resolutions on their second and final reading by title only.

2nd Reading

Following their second and final reading by title only, on motion of Ald. Gelinas duly seconded by Ald. Crotty it was voted that the Resolutions pass to be enrolled under suspension of the rules.

Enrolled

Resolutions

Resolutions:

"Authorizing Bonds or Notes in the amount of \$265,000. for Fiscal Year 1983 Motorized Equipment"

"Authorizing Bonds or Notes in the amount of \$385,000. for Fiscal Year 1983 Motorized Equipment"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to read by title only.

Enrolled

These Resolutions having had their second reading by title only, on motion of Ald. Rinker duly seconded by Ald. Carignan it was voted on passing same to be enrolled. Ald. Pepino being recorded as opposed.

Confirm

Joseph Higgins  
Fire Commission

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to confirm the appointment of Joseph Higgins to the Fire Commission for a term of three (3) years, expiring May 1, 1986. Ald. Gimas recorded as opposed.

Confirm

John Libby  
Bd. of Adjustment

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to confirm the appointment of John Libby to the Board of Adjustment for a term of five (5) years, expiring May 1, 1988. Ald. Pariseau being recorded as opposed, advising that his opposition to Mr. Libby's reappointment to the Board of Adjustment is based on Mr. Libby's apparent lack of concern for people who have spent practically a lifetime improving their neighborhood for the benefit of the city, only to have the Zoning Board of Appeals go against the wishes of the Building Department and the Planning Department, and grant an application for multi-family housing; that I am referring to the 96 units of housing presently being developed at the Calef Road and Titus Avenue intersection; that he would like to bring up minutes of the regular City Planning Board Meeting held March 31st.

Out of Order

Mayor Beaulieu called Ald. Pariseau out of order, advising that he should address the full Board of Adjustment with that information.

On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted to confirm the appointment of Marcel Beliveau to the Planning Board for a term of six (6) years, expiring May 1, 1989.

Confirm  
Marcel Beliveau  
Planning Board

On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted to confirm the appointment of Ralph Billy to the Board of Registrars for a term of three (3) years, expiring May 1, 1986.

Confirm  
Ralph Billy  
Bd. of Registrars

Mayor Beaulieu advised of the election for a member of Manchester Transit Authority for a term of five (5) years, nominees being:

Election MTA

Socrates Makris and Dennis Parker

Ballot 1

Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Pariseau, Thibault and Provencher voted for Socrates Makris;  
Ald. Gelinas, Crotty and Cashin voted for Dennis Parker.

Dennis Parker received three (3) votes; Socrates Makris received nine (9) votes.

Socrates Makris, having received the required number of votes, Mayor Beaulieu declared him duly elected to the Manchester Transit Authority.

Socrates Makris  
elected MTA

Mayor Beaulieu advised that legislation is being taken up daily in Concord at a rate where we are unable to keep up with it, and requested that the Board consider hiring someone to represent the City between now and the end of the Session; that this person would be hired by Mr. Hoben, Mr. Acorace and the City Solicitor's Office; that there are funds in Contingency to cover the hiring of this person; that Mr. Reidy advised him that there is a \$24,000,000. deficit in Concord which means that the funds that are supposed to be received by communities will be changed once again. Mr. Hoben advised that it would not be necessary for this person to be an Attorney; that the problem we are having is that we are not informed on what bills are being presented; that this person would keep department heads and officials informed of bills concerning them and they could make arrangements to be in Concord to testify; that the more cities that are represented, the better our chances are of effecting legislation. Ald. Cashin moved that this person be hired immediately. The motion was duly seconded by Ald. Gelinas. Following further discussion in which Mr. Acorace advised that he anticipated \$3,000. - \$4,000. would be sufficient in the hiring of this person, this salary to be absorbed within Incidentals which covers legal costs. There being no further discussion, on the motion it was so voted.

Mayor Beaulieu

motion

Voted

Mayor Beaulieu nominated Savino Auciello to the Safety Review Board to replace Carl Vattes.

Nominate  
Savino Auciello  
Safety Review  
Brd.

Ald. Provencher inquired as to where we stood with CMC relative to the Ambulance Service, Mayor Beaulieu advising that the Committee would be meeting again shortly and bring information back to the Board.

Ald. Provencher

Ald. Batalis nominated Mary Hussey to the Board of School Committee to fill the unexpired term of Charles Martel, Ward 3, resigned.

Nominate  
Mary Hussey  
School Brd.

On motion of Ald. Osborne duly seconded by Ald. Crotty it was voted to close nominations.

Close nominatio

On motion of Ald. Batalis duly seconded by Ald. Gimas, it was voted that Mary Hussey would represent the School Board from Ward 3, such action called for by Mayor Beaulieu.

Voted

On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted to lift the overnight parking ban effective April 20 at midnight.

Overnight  
parking ban  
Voted

There being no further business, on motion of Ald. Rinker duly seconded by Ald. Osborne it was voted to adjourn.

Adjourn

A true record. Attest.

*John E. Rinko*  
City Clerk

State of New Hampshire  
Hillsborough, SS

April 19, 1983

Personally appeared before me, Ralph Billy, a member of the Board of Registrars, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

April 19, 1983

Personally appeared before me, John Libby, a member of the Zoning Board of Adjustment, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

April 19, 1983

Personally appeared before me, Socrates Makris, a member of the Manchester Transit Authority, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

April 22, 1983

Personally appeared before me, Alphonse Meersman, a member of the Cemetery Trustees, and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

April 26, 1983

Personally appeared before me, Faustyn Jaskiel, a member of the Industrial Council, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

April 26, 1983

Personally appeared before me, Richard Higgins, a member of the Fire Commission, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

April 29, 1983

Personally appeared before me, John Benson, a member of the Arts Commission, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

May 3, 1983

Personally appeared before me, Mary Hussey, a member of the School Board, Ward 3, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

May 3, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Gelinas.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Mayor Beaulieu introduced Bob McCann from Manchester Housing Authority to say a few words on the Center of New Hampshire. Mr. McCann presented a model of the Center of New Hampshire and advised that this model would be going on display at various locations within the community.

R.McCann

Pole location, manhole location, buried conduit and transfer of pole location petitions, New England Telephone Co. #940386 and #940375 were presented as received. On motion of Ald. Pariseau duly seconded by Ald. Gimas it was voted that the prayers of the petitioners be granted and approved under the direction of the Department of Highways.

PoleLocation

Granted

Sidewalk Improvement Petitions were presented for:

SidewalkImp

Aime & Jeanne Lussier 147 Alsace Street  
Normand J. Campeau Jr. 328-330 Lowell Street  
James Avard 317-319 Prospect Street

On motion of Ald. Gimas duly seconded by Ald. Gelinas it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Granted

Communication was presented from Manchester Professional Firefighters Association requesting a meeting with the appropriate committee to discuss the possible purchase of the old fire station at the corner of Concord and Weston Street. On motion of Ald. Cashin duly seconded by Ald. Pariseau it was voted to refer the communication to Lands and Building Committee.

Cm.MPFA

Ref.L&B

Communication was presented from City Clerk advising that nominations will be in order at the meeting of May 17th for Building Commissioner to fill the unexpired term of James Moynihan deceased. Being informational, the communication was received and filed.

Cm.fr.City Clerk

R&F

Communication was presented from Community Improvement Program requesting a transfer of CDBG funds from the 1975 Christian Brook Sewer Project to a 1983 CIP 7.40301 Christian Brook Sewer Project and for that purpose attaching a Resolution

Cm.fr.CIP

"Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant Funds for the purpose of Christian Brook Sewer Project"

Resolution

Under the rules the Resolution was referred to the Committee on Finance.

Ref.Cm.Fin.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that a proposed Ordinance

Rep.Bon2R

"Amendments to the text of the Zoning Ordinance of the City of Manchester to allow Planned Residential Developments"

be deemed inexpedient to legislate. On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that

Rep.Cm.Fin.

Memorandum of Agreement of Negotiated Settlement  
Between  
City of Manchester, N.H. Aldermanic Negotiating Team  
and  
Local 856, International Association of Firefighters

attached hereto and made a part hereof, be granted and approved. On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Fin.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

"Appropriating the Sum of Three Million Nine Hundred Eight Thousand Seven Hundred Thirty-nine Dollars (\$3,908,739.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1983, of which Ninety Thousand (\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

Resolutions

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements Twelve (12), Thirteen (13) and from Interest Earnings of each as offsets to the Fiscal 1983 Municipal Budget"

"Raising Money and Making Appropriations for the Year 1983, as amended"

Motion

which appropriates an Operating Budget in the amount of \$77,131,190. plus Hillsborough County Tax, ought to pass. Ald. Gelinas moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Provencher. On a roll call vote, Ald. Carignan, Batalis, Gelinas, Crotty, Cashin, Thibault and Provencher voted yea; Ald. Pepino, Gimas and Pariseau voted nay; Ald. Rinker and Ald. Osborne recorded as passing. The Clerk advised there were 7 yeas, 3 nays, 2 pass and the motion carries. Ald. Rinker advised that he misunderstood what we were voting on and he would like to change his vote to yea; that the Budget Team did a fine job but there time is limited; that he felt we should turn to the private sector to do studies in the Departments objectively for the 1984 Budget. Mayor Beaulieu advised that under parliamentary procedure, we would change his vote of passing to yea. The Clerk advised there were now 8 yeas, 3 nays, 1 passing and the motion carries.

RollCall

Ald.Rinker

MayorBeaulieu

Voted

Rep.Cm.Solid Waste

A Report of the Committee on Solid Waste was presented wherein after due and careful consideration they have concluded that competitive sealed bidding is not a practical procedure to be used for negotiating and executing a long-term contract to finance, design, construct, operate and maintain a Solid Waste Resource Recovery Facility, and respectfully recommend, in accord with Chapter 20 1/2- Section 8 of the City's Procurement Code, that the Board of Mayor and Aldermen authorize the Highway Commission to proceed with obtaining proposals to finance, design, construct, operate and maintain a Solid Waste Resource Recovery Facility in accord with Chapter 20 1/2 - Section 9, Procedures on Competitive Sealed Proposals. Ald. Thibault requested that Mr. Costello be allowed to come forth to update the Board on how we got to this point. Mr. Costello reviewed what has taken place with the Solid Waste Program in the City since March 1977 when the Environmental Protection Agency cited Manchester for the incinerator not meeting Air Pollution criteria at which time the City completed a Solid Waste Management Program which recommended alternatives in lieu of the present incinerator; that these alternatives were reviewed by the Solid Waste Committee who recommended that the city appropriate funds to construct a shredding plant and investigate the possibility of manufacturing pelletized fuel from the solid waste for sale to Public Service Company; that the city did not appropriate the approximate \$3 million to proceed with the shredding plant, but decided to defer those expenditures for the time being; that in September 1981 SPM Corporation, from Colorado, approached the city with a customer to buy pelletized fuel and asked permission to negotiate with the City in order to finance, design and

D.Costello

construct the pellet plant; that we had to terminate those negotiations in October 1982 after lengthy discussions with the City Solicitor in which he advised it was not legally possible for Manchester to negotiate a contract with SPM to proceed with a Solid Waste Resource Recovery Plant; since that time the City Charter has been amended so as to allow competitive sealed proposals in those instances where competitive sealed bids are not appropriate; that before any Department can proceed with requests for competitive proposals, they must receive authorization from the Board; that we have completed the Request for Proposals and are requesting action by the Board tonight. Question was raised as to why we were bypassing the bid procedure, Mr. Costello advising that when you go out for sealed bids, you would have a clear understanding of precisely what you wish to purchase, under these circumstances, the community would be operating whatever was constructed; that under the procedures for the Solid Waste Program, the company chosen will be responsible for the designing, operating and maintaining of the facility for a period of 10 - 20 years, and they must have a customer to purchase whatever type of fuel they intend to manufacture. Further discussion took place in which Ald. Pariseau advised that he had a problem with requesting competitive sealed proposals as the City has already spent alot of money on the designing of a solid waste facility; that we are asking companies to spend \$10,000. to submit a proposal when we already know what we want, and SPM has everything lined up. Mr. Hoben advised that when the Board originally took action, it was based on the cities engineering and studies predicated on the cities building the facility ourselves; that technology has changed and our major concern is to take care of our solid waste problem at the least cost to the city; that no mention of a particular technology is made. Mayor Beaulieu advised that the incoming proposals would be reviewed by the Committee and have to be approved by the full Board. There being no further discussion, on motion of Ald. Thibault duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted. Ald. Pariseau being recorded as opposed.

Ald.Pariseau

AccRecAdopted  
Ald.Pariseau  
opposed

Mayor Beaulieu called a recess to permit the Committee on Finance and Enrollment to meet.

Recess  
Order

Mayor Beaulieu called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

Rep.Cm.Fin.

"Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant Funds for the purpose of Christian Brook Sewer Project"

Resolution

ought to pass. On motion of Ald. Gelinis duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinance

Rep.Cm.Enroll-  
ment

"Bestowing the name "Gateway Park" and "William Loeb Plaza"

be properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Resolution:

"Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant Funds for the purpose of Christian Brook Sewer Project"

Resolution

On motion of Ald. Provencher duly seconded by Ald. Rinker it was voted to read by title only.

Title Only

Rulesuspended	On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted to suspend the rules and place this Resolution on its second reading by title only.
Enrolledunder suspension	This Resolution having had its second reading by title only, on motion of Ald. Crotty duly seconded by Ald. Carignan it was voted that it pass to be enrolled under suspension of the rules.
Ordinance	Ordinance:  "Bestowing the name "Gateway Park" and "William Loeb Plaza"
TitleOnly	On motion of Ald. Provencher duly seconded by Ald. Gelinas it was voted to read by title only. This Ordinance having had its third and final reading by title only, on motion of Ald. Rinker duly seconded by Ald. Gelinas it was voted on passing same to be ordained.
Ordained	
Confirm Auciello SafRevBd.	On motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to confirm the appointment of Savino Auciello to the Safety Review Board, a Labor representative replacing Carl Vattes.
Confirm nom. GMIC AldGelinas Rinker	On motion of Ald. Batalis duly seconded by Ald. Osborne it was voted to confirm the nominations of Ald. Gelinas and Ald. Rinker as ex-officio city government representatives to Greater Manchester Industrial Corporation.
Confirm Nomination HusseySchBd,	On motion of Ald. Batalis duly seconded by Ald. Gimas it was voted to confirm the nomination of Mary Hussey to the School Board to replace Charles Martel resigned.
Nomination NelsonAirAuth. Nomination TanguayInfo Sys.	Mayor Beaulieu nominated Donald Nelson to Airport Authority, replacing Wm. Bigelow for term of 5 years. Mayor Beaulieu nominated Normand Tanguay to represent the School Department on the Information Systems Committee replacing Lou Desruisseaux.
Ald. Rinker	Ald. Rinker requested that the Aldermen receive background information on the people being nominated by the Mayor.
Ald. Cashin Motion	Ald. Cashin commented that the Weston Fire Station has caused a great deal of concern in Manchester not only within the district, but in many other areas, and moved that a Committee be set up comprised of the Farnham Center, Catholic Medical Center Detox Unit, the Crisis Center in Goffstown and the National Council of Alcoholism Greater Manchester Area to look into what the problems are and how the city can help these people who are in need; that there are several agencies going in different directions and if they could get together and come to the Board with a proposal, we could deal with that. Mayor Beaulieu advised that at the last meeting Ald. Cashin asked him to meet with Francis Catano from the Webster House, the Greater Manchester Council on Alcoholism, Bruce Mann and Mr. Callahan from the Vietnam Veterans Council; that he had met with them and they have looked at some other sights, and depending on what type of proposals they bring in, they would have to come before the Lands and Building Committee. Ald. Cashin commented he felt the Vietnam situation is a whole different situation as opposed to the alcoholic situation, but he suggested that these people who have the expertise in the area sit down, collectively, and come to the Board with a proposal as to what is needed; that it is possible that there might be an existing building already being used for alcoholic treatment that they might be able to get together with. Mayor Beaulieu inquired about the Vietnam Veterans, Ald. Cashin advising that he had no problem with them sitting in on the Committee, he just did not feel that their needs were the same. Mayor Beaulieu requested that Ald. Cashin coordinate this Committee, Ald. Cashin advising that he would do so. There being no further discussion, the motion was duly seconded

by Ald. Rinker, and it was so voted.

Voted

Mayor Beaulieu advised that he had done a TV spot on the Weston Fire Station and told of the Board's reaction to the residents up in that area; that the site would not be considered for a Detox Center, but a Center to work with an alcoholic program; that the radio stations carried the story that the Board would not consider the Fire Station for that type of center, and that alternative sites would be looked at.

Mayor Beaulieu

Ald. Pepino advised that the people in the Weston Fire Station neighborhood want input as to what is happening in their neighborhood.

Ald. Pepino

There being no further business, on motion of Ald. Gelinas duly seconded by Ald. Crotty it was voted to adjourn.

Adjourned

A true record. Attest.

*[Signature]*  
City Clerk

State of New Hampshire  
Hillsborough, SS

May 10, 1983

Personally appeared before me Lu Martin, a member of the Arts Commission and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

May 17, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher. Absent: Ald. Rinker,

Roll Call

On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to accept minutes of meetings of March 7, 8, 15, 22; April 5, 6, 19 and May 3.

Minutes Accepted

Pole location, manhole location, buried conduit and transfer of pole location New England Telephone Co. and Public Service Co. petition #920646, #920650, #228629, #228009 and #11-566 were presented as received. On motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Pole location

Granted

Sidewalk Improvement Petitions were presented for:

Sidewalk Imp Petitions

- Edith Clark 880 Union Street
- Helena Swanson 133 Sunnyside Street
- Frederick Urtz 217 Harrison Street
- Lydia Clark 82 Prospect Street
- Richard & Joyce Mooers 86 Prospect Street
- Ralph Goodell 673 So. Beech Street
- Kevin McHugh crnr. Hanover & Beech Streets
- James Connor 107 Arlington Street
- Roland & Mary Lavoie 1085 Union Street

On motion of Ald. Batalis duly seconded by Ald. Osborne it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Granted

Cm. fr. Ex. Cn.  
Georgopoulos  
R & F

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Cm. fr. J. Morris  
Rec'd & Filed

Communication was presented from Joseph Morris, President of the MEA relative to City and School Department Budgets. Being informational, the communication was received and filed.

Cm. fr. J. Morris  
Rec'd & Filed

Communication was presented from Joseph Morris, President of MEA expressing support of the Mayor's nomination of Donald Nelson to the Airport Authority. Being informational, the communication was received and filed.

Cm. fr. J. Hoben

Communication was presented from John Hoben, City Coordinator, advising of a potential problem with respect to structures in the sidewalk areas in the Corporation Housing area Historic District, advising that in the interest of clarifying the rehabilitation options which may be available to the Historic District Commission that an Ordinance amendment be reviewed.

Ref. Bon2R

Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm. fr. CIP

Communication was presented from Community Improvement Program advising that the City has, through the Manchester Airport Authority, received a grant award of \$236,700. covering two projects, Terminal Ramp Reconstruction and Runway 6-24 Fencing and advising that this grant must be accompanied by a 10% local match, together with a Resolution to accept the grant funds and appropriate the required local match for a new 1983 CIP project, Runway 6-24 Fencing:

"Amending the 1983 Community Improvement Program and Appropriating Federal Aviation Administration funds in the amount of \$45,614. and Appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$5,068."

Ref. Cm. Fin.

Under the rules, the Resolution was referred to Committee on Finance.

Cm. fr. Fire,  
Bldg, Hou. Code

Reports were presented on 48 Hanover Street from Housing Code, Building Department and Fire Department. On motion of Ald. Gimas duly seconded by Ald. Provencher it was voted that the reports of the Departments be accepted and received and filed.

Acc. R&F

Rep. Cm. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommended, after due and careful consideration, that an Ordinance

"Amending Section 14-228 Rates for Fares Established"

proposing an increase in taxicab rates of 24% on the cost of the first mile and 50% on the cost of each succeeding mile, be deemed inexpedient to legislate. On motion of Ald. Cashin duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep. Cm. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommended, after due and careful consideration that Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Maynard Avenue, Huse Road, Porter Street, Tilden Drive"

be deemed inexpedient to legislate. On motion of Ald. Crotty duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep. Cm. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommended, after due and careful consideration, that Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the I-3 (General Industrial) Zoning District in the vicinity of Huse Road, South Willow Street and Merrill Road"

be deemed inexpedient to legislate. On motion of Ald. Crotty duly seconded by Ald. Gelinas it

was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommended, after due and careful consideration, that Ordinance

Rep.Cm.Bon2R

"Amending the Zoning Ordinance of the City of Manchester by establishing a B-2 (General Business) Zoning District in the vicinity of Second Street, Schiller Street, South Main Street East Back and Woodbury Street"

be deemed inexpedient to legislate. Ald. Cashin moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Gelinas.

Motion

Ald. Pariseau moved to table the Report of the Committee. The motion was duly seconded by

Motion to  
table

Ald. Pepino. Mayor Beaulieu advised that the table would take precedent over the previous motion.

Ald. Gelinas called for a roll call. On the roll call vote, Ald. Gelinas, Crotty, Cashin, Batalis,

RollCall

Osborne and Gimas voted nay; Ald. Carignan, Pepino, Pariseau, Thibault and Provencher voted

yea; Ald. Rinker was absent. The Clerk advised there were 5 yeas, 6 nays and 1 absent and the motion is defeated.

Motion  
Defeated

Ald. Cashin moved that the Report of the Committee be accepted and its recommendation adopted.

The motion was duly seconded by Ald. Gelinas. Mayor Beaulieu called for a roll call. The Clerk advised of a communication received by the Aldermen from Executive Realty Corporation requesting that action be deferred until the State has had a chance to review the traffic report and until they can assess the Mackenzie and Hamilton Reports. Ald. Gelinas stated:

Motion

Cm.fr.Ex.Real.  
Corp.

Ald.Gelinas

I recognize that this is a very emotional issue to consider. I recognize the lobbying that has been occurring since the Committee on Bills on Second Reading has determined that it ought not to pass. I would like to express what I consider the views of the Committee, however in this instance I will speak for myself, and allow any member of the Committee to speak for themselves if they choose. First of all, I think it is important to set the proper prospective so that everyone recognizes that this is the second time around for a request to change the zoning in that area. On the first occasion, we were able to agree with the developer that we would turn that area into a multi-family dwelling situation. As it turned out, that did not seem or appear feasible after we had granted that. The request then came to the Board requesting that we turn that into a B-3 area for the purpose of the project that they had contemplated. Some time a little later, a request also came back to the Board saying that they had now decided to modify their plan and would need a little more time in order to present a positive project so that they could present it to the Board. That same evening that request came in, we agreed to that, allowing them more time. However, the same evening, through the CIP, it was proposed that we would listen to a proposal coming in from the same developer. We listened to that developer, and at that time, suggested that we meet again with the CIP Committee. The CIP Committee, listening to their proposal, recognized two issues; one that CIP Funds could possibly be used, and one that the zoning issue was a separate issue and they would have to determine which one they wanted to come up first. They chose to deal with the issue of zoning first, and that is perfectly proper. As they attempted to bring their proposals to us, they had to recognize that their plan and their whole presentation should be accurate and proper. There was no rushing from our part, but rather they indicated they wanted to move quickly and asked for us to consider their proposal. We did so, and we did so at their request and not ours. Maybe that was a little too much rushing for them, I am not sure, but it appears to be at this time that it certainly was. In essence, what we are saying, is that we did have a public hearing properly called and properly notified through our normal procedures. That evening, we stated at the outset that we would give everyone one opportunity to speak. The reason for that, of course, is that we could have constant rebuttals and attempts to disqualify the statements of others. Having gone through that method before, if you are intent on listening, you do not need any rebuttal. But I think what is important, is they assume that we have not had enough indication of why we should oppose it at this time. In other words, they feel that more information probably would have changed the Committees' mind. I submit to you, that before it would change my mind, I would first of all have to be sold on the project. Sold on it by their presentation. But there are some flaws, serious flaws I believe, that we have to consider before okaying this type of a project. Number one, the proposal they brought forward was done through a research person, was done through Lomasney, which has a very good reputation and certainly know of their work. I have nothing to say but good about these people. But in this instance, in addition to the files and to the papers they showed, they also came up and gave some verbal discussion. Part of it was, "that this proposal

would not significantly increase the traffic in that area". That is very difficult for anyone to believe. Second, that this is not a direct point of people going to, but rather, it would be on their way home and therefore, would not cause the type of traffic jam that you might expect because most people would probably go into the shopping center to buy a loaf of bread or a quart of milk. That of course was very difficult to accept. In addition, the Planning Board came forward and explained that they supported it, but in my judgment, it is one of the weakest supports I have ever seen from the Planning Board, and I would like to explain why. They say here, that defining an intensive long-term future for this specific site presumed an ability to overcome significant on-site and off-site development problems. Fortunately, in this case, the developer has demonstrated a sensitivity to those problems, and has examined site development issues on a comprehensive basis with engineering advice and assistance and has prepared letters and reports on several issues of concern. Those issues will need to be resolved before development as proposed or in some alternate form can proceed. Then they warn us, in that action however, the City Planning Board registered in opposition to the use of city funds in overcoming these problems and expressed particular concern for continuing traffic problems or other future city costs in this area. And that is the issue, my friends, that the traffic situation, whether the state concurs is not significant, it is if the whole package itself has not been addressed properly. It does not guarantee to the citizens and to us that traffic is not going to be reduced. It doesn't guarantee that if it is increased, that we are going to find a way to pay for it and to correct it. We have got to remember that we had a situation at the Mall of New Hampshire, that from my understanding today, that those who studied that knew the problem was going to exist, and at this point, it would cost \$6 million after the fact to correct it, and that is the problem that we see. We recognize that that piece of land, your Honor and members of this Board, ought to be corrected. It should contribute to the tax base of this city, but it does not necessarily have to be in this fashion. I feel that it should be certainly deemed inexpedient to legislate, but without prejudice. If the developer wants to sit down again with the CIP and come out with a plan that insures that all of those problems are going to be gone, then I believe that it is important. I think we have, for us, an example to follow. Right here in our downtown area, in order to insure that what we were seeking was going to happen, the developer had to place in escrow certain amount of funds to guarantee the concern that we had would be protected. I haven't even stated the opposition side of it. If we begin with that view, I have here, with the City Clerk, photograph to show the existing traffic problem that exists there. I have also, with the City Clerk, and can show to you that just a few years ago, after many years of terrible situations in that area, over \$1 million was spent to protect and clear that area of the terrible situation that we all know existed. Are we now going to say, let's risk it, I don't think we should. But again, we do not close our eyes to what should be done in that area, and we are still open to deal with the developer in a positive way. Thank you.

Ald. Cashin

Ald. Cashin stated: The Zoning Board, back about a month ago, approved 157 units of family housing at the West Side Lumber Company. We have to date got 90 units of elderly housing at the Varney School which we accepted. We all know the money that has been spent on Woodbury Street, this is my Ward and I believe I know it as well as anybody in the city. We cannot afford to put anymore traffic in that immediate area at the present time, unless we are willing to address widening Main Street, widening Second Street, and that means two new bridges and God knows what the condemnation proceedings are going to be. You can't afford to put anymore traffic in that area, you just can't do it. Gentlemen, I ask you to support my motion that this be inexpedient to

Ald. Provencher

legislate. Ald. Provencher advised that his reason for tabling this was that he understood that the people did not have an opportunity to speak that night, and I thought that that ought to be

Ald. Gelinas

done before we vote on it, but apparently they did so. Ald. Gelinas assured Mayor Beaulieu that he clearly indicated that if anyone else wanted to speak, if anyone had anything new, not to be repetitive - we had a very long evening, and we felt that hearing the same sentiment over and over again was not necessary, and that is what we had. We also indicated that we were going to rule on it shortly, earlier in that evening, we decided that we may or may not, depending on how late that evening was, was not an indication to give us more information later, but rather that the time element was to be considered. We just felt that we had enough time to do it and

Ald. Thibault

we did it. Ald. Thibault advised that he sits on that Committee and that he night he voted it down himself, however, after the meeting, he was approached by Mr. Lomasney and he brought

information that I felt they had not had a chance to submit and that is the reason why I would have gone along with tabling tonight, however, if it is the wish of the Board, I have no problem.

Ald. Pepino advised he had received a lot of correspondence on this, from both sides; that the point is not if we are going to have more traffic over there or what is going to happen, the point is all they want to do is sit down and discuss this and see if there are still problems there; this is all they are asking, instead of saying let's kill it now and go back to the drawing board; they are asking to keep the process going and I have no problem with that because one report says there are many questions to be answered, and this report says, we would like to answer the questions; so we are not talking traffic, one report here says there is 120 units going in a motel, I don't recall any motel going in over there; so there is a lot of misinformation here and I think both parties should sit down and discuss this and then come back to the Board.

Ald. Pepino

Mayor Beaulieu advised he thought it was very unfortunate that a piece of property like this in the City of Manchester, so important to both sides for and against, that the opportunity wouldn't be given to either for or against this type of a situation; that they have had the courtesy to address the Board to ask permission, not for the project, but at least to give some consideration and reviewing the materials presented that evening; that is all they are looking for at this time; I was here that evening and I heard most of the conversation.

Mayor Beaulieu

Ald. Cashin stated isn't that what a public hearing is all about, so both sides can produce whatever information they may have before a decision is made; they have been given that opportunity.

Ald. Cashin

Ald. Pariseau inquired if it was the feeling of the Committee that a multi-family housing would generate less traffic than the proposed project. Ald. Gelinas advised he did not know if he could express the feelings of the Committee, but in his opinion he certainly believed that the proposal that was there before certainly would not generate as much traffic as this one.

Ald. Pariseau

Ald. Pariseau stated that in the original proposal that Mr. Belliveau and Mr. Gordon presented, there was no reference to a 120 room motel, is this an error on the part of Attorney Bossie. Ald. Gelinas advised he did not know about that, but

Ald. Gelinas

the area that is being considered is not whether or not there is going to be a motel, but the proposal that I think was before us certainly does not address a motel, but the very fact that you would allow that to be transformed into a new zoning area does not guarantee that the proposal that is before us would definitely take place; it simply says that it would allow businesses of that nature and others to be in that area; should this proposal fail, then of course it opens any great possibility, which is another weakness with the proposal, there is no guarantee attached to what is before us, that in fact, it will occur and I think that is an awful risk to take.

Ald. Pariseau

Ald. Gelinas

Ald. Pepino, referring to the Hamilton Engineering Association Report, page 3 article 10, advised that it read the primary review did not have any comments by the N.H. Department of Public Works and Highways, we would expect the City would seek their input and expertise, if you read on further, we are expecting that report in 2 or 3 weeks, so this consultant firm is telling the City to go look at this report.

Ald. Pepino

Ald. Gelinas advised if it was felt by the proposers of this proposal that that was the ultimate need, that that was essential, then a request should have been added that we are not prepared at this time to hold the public hearing and therefore, we submit, we would like to have it delayed; we would have been very happy to oblige; in essence what we are saying is, the public that came to that public hearing did not also have the benefit

Ald. Gelinas

of that report, and if that would ever have to be considered, it would seem fair to treat the public fairly in that way and give them a chance, so that if a report were to come in it would only be necessary to go back out of fairness, not perhaps under the point of law, but out of fairness to advise them of this; this is why I believe it should be started all over again and consider what we feel is the proper way. Ald. Batalis inquired if the project is inexpedient to legislate, is it possible for the people to come back and start a new request. He was advised that they could. Ald. Pepino advised he was not sure where their financing was coming from, but it seems as though every time we get something before us, it seems as though if we don't get this done right away we are going to lose the financing; maybe these people do not need financing, but that seems to be the problem, if we do it now, the financing is there, if we don't do it now, they lose the financing; I don't know if this is the case or not, but if you are saying start again at the drawing board, what are we talking, 6 months down the road; we sat here last night and we discussed 40 acres of property down towards the airport, it was all swampy and all water, nobody wanted it, nobody wanted to develop it; we are talking about the same thing here tonight, someone wants to put \$6 million into it, there must be something wrong somewhere. Ald. Gimmas advised he voted not to table this, just to answer Ald. Pepino in regards to that swamp we had the meeting on last night, we are not spending any money in that area, these people are asking us to spend \$700,000. and I am not about to spend any money because we don't have any money to spend. Ald. Cashin advised he would like to comment on Ald. Pepino's comment; that the impact that is being made at the Airport in the land that he is talking about, has nothing to do with the impact that is going to be made in this section of Woodbury/Second and Main Street.

Ald. Gelinas advised if we were going to compare one area of zoning in the city to another one and try to say we can do it here, then we ought to be doing there, then what are the zoning laws all about; that idea certainly has no place in common sense. Ald. Pariseau advised with the projected proposal out at the airport, he would think it would create a traffic problem along Brown Avenue in addition to more traffic on South Willow, Huse Road and that area. Ald. Cashin advised not to the magnitude that you are going to have a problem in this proposition right here; we already know we have a problem, and it is a bad problem; that we spent \$1 million, we have helped it, we have not solved it. Ald. Pepino advised that we were not being asked for \$700,000., we are being asked for \$300,000.; that he only compared the two pieces of land because of the comment that was made last night that people don't buy swampy land and develop it; that as far as traffic is concerned, he could not talk about traffic because the Planning Board and these three people are still waiting for that report to come back, and that is my problem, we are talking about traffic with no report in front of us. Mayor Beaulieu advised he was not speaking for or against, but they have come in for additional information to be presented to the Board; that we know many projects take many years of preparation and planning, rebuttal of either for or against, and I think a project of this magnitude, whether it be on the west side or the east side, should be given serious consideration; that evening I was sitting in my office and most testimony I believe that none was brought about to the Board of what would happen if both on ramp and off ramp would be put into the community; I do not believe that the opposition, either for or against, spoke on that subject, and I think that should be listened to and presented to the Board. Ald. Pepino advised he was not asking for anyone to agree or disagree; he was only saying to wait 2 or 3 weeks, not approve or disapprove, just delay it. There being no further

discussion, on a roll call vote Ald. Batalis, Gimas, Gelinas, Crotty, Cashin and Provencher voted yea; Ald. Carignan, Pepino, Osborne, Pariseau and Thibault voted nay; Ald. Rinker was absent. The Clerk advised there were 6 yeas, 5 nays, 1 absent and the motion carries. Mayor Beaulieu vetoed the vote based on not giving the opposition proper attention to the matter at hand. Ald. Cashin advised that in essence he was telling us that Bills on Second Reading did not do their job. Mayor Beaulieu advised he was not; that he was just stating the facts that he was neither for or against, but all information pertaining to anything that is very important to the community, and I believe that either side, opposition for or against, should be given the opportunity; this is a very important part of the community, and that development, whether it goes through or not, I pointed out that no one that evening spoke of the ramps, what it would mean to traffic, the on and the off ramp, and I think this matter should be brought to the attention of the full Board. Ald. Cashin inquired why didn't the developer bring it up at the public hearing. Mayor Beaulieu stated maybe they were not prepared. Ald. Cashin stated then why did they have the public hearing. Mayor Beaulieu stated they are asking permission to make a presentation. Mayor Beaulieu called for a motion to table the subject matter for public hearing. Ald. Gelinas advised Mayor Beaulieu that that had already gone through. Ald. Cashin stated, "you handled that your Honor". Mayor Beaulieu advised the motion to inexpedient to legislate is defeated, now we will have to ask the City Attorney for interpretation at this point. Mayor Beaulieu advised we would give the City Attorney some chance to think about the subject matter, we will move on to Bills on Second Reading. A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommended, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the B-1 Zoning District in the vicinity of Lake Avenue and Massabesic Street"

ought to pass. On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Radio and TV was presented wherein they respectfully advise that they realize that the Board has no authority over United Cable Company and respectfully recommend, after due and careful consideration, that the Board of Mayor and Aldermen not be in agreement with the proposed increase in rate structure; that the City seek proposals from other cable companies, and further recommend that when negotiating the next contract with United Cable or other cable company, that the Board of Mayor and Aldermen should be given the authority to regulate rates. On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted. Ald. Pepino inquired as to where the Committee would get a couple of hundred dollars to advertise in Cable TV magazines. Mayor Beaulieu advised that the Committee would have to come back to the full Board for that.

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the request of Central Manchester Merchants to hold its Annual Sidewalk Sale on Thursday through Saturday, July 14, 15 and 16 under the following conditions

1. Placement of merchandise, tables and any other necessary equipment must be immediately adjacent to and extending no further than four (4) feet from a building or inner sidewalk line.

RollCall

MotionCarried  
Veto

Ald.Cashin

MayorBeaulieu

C/S Inter-  
pretation

Rep.Cm.Bon2R

AccRecAdopted

Rep.Cm.Radio&  
TV

AccRecAdopted

Rep.Cm.Traffic

2. That the Association police all participants as to compliance with the foregoing in order to maintain orderly pedestrian traffic.
3. That those participants who utilize a sidewalk area other than that authorized will be barred from participating in the event and so notified by the Police Department,

be granted and approved. On motion of Ald. Carignan duly seconded by Ald. Batalis it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

MayorBeaulieu

Mayor Beaulieu advised that under the agenda on Bills on Second Reading, the subject matter is still open for discussion; the votes taken before, we can still deal with the subject matter; if someone wishes to order another hearing to give a chance to both sides for public hearing

Ald.Gelinas

if you wish to do so. Ald. Gelinas advised that one thing he would like to say about that is that there is the implication that both sides have not been given an opportunity to speak is totally false, and to allow that to stand on the fact that you have stated that supposedly is erroneous and false; I come to you now that I will not allow that, I say this for the record, I am sorry if you felt it was necessary to say that. Mayor Beaulieu inquired if someone wished

Ald.Cashin

to make the motion to have another hearing on the matter. Ald. Cashin advised you were asking for another public hearing, so in essence you are asking the citizens to go out and spend more money to present a case to Bills on Second Reading that they have already presented, that came to this Board and you so willingly vetoed. Mayor Beaulieu advised he was not saying that the

MayorBeaulieu

Committee has not done their job, that isn't the point before us; the point is that all the information should be presented to the full Board, either for or against, I brought up one area that is very important that nobody spoke about - the on ramp and the off ramp, what it would mean to traffic, whether there is a housing development, whether there is a shopping center; I

Ald.Cashin

think both sides should be heard completely before a final decision is made. Ald. Cashin inquired who would you think should bring up the on ramp or the off ramp if you think it is

MayorBeaulieu

going to make such an impact, and I personally don't. Mayor Beaulieu advised they have asked the State of New Hampshire to make some presentations on a rebuttal, I don't know if it was Mr. MacKenzie or who it was that brought some information forth to the Committee, I think the State of New Hampshire should present information either for or against on traffic patterns in

Ald.Cashin

that area. Ald. Cashin advised the original traffic study was made in late December by Lomasney and Company; they didn't request information from the State until the 5th of May, which was

Ald.Gelinas

four days before the hearing. Ald. Gelinas stated for point of information, I ask the City Solicitor, as a result of the action of the Mayors veto, what actually has happened to that

T.Clark

Report. Mr. Clark advised that by the Mayor vetoing the action by the Board, there has been no action taken on the Committee Report and it is sitting on the agenda waiting for action.

Ald.Cashin

Ald. Cashin inquired would a motion be in order to move that it be inexpedient to legislate again?

Ald.Pepino

Mr. Clark advised that that was what the Mayor vetoed. Ald. Pepino inquired why couldn't we give both of these parties 2 or 3 weeks, have them get their information together, and have the Board

MayorBeaulieu

hold the hearing so we would all have input. Mayor Beaulieu advised he thought we could set a date within a 2 week period, and called for someone wishing to make the motion to have the hearing

Ald.Gelinas

within 2 weeks. Ald. Gelinas advised he has asked the City Solicitor's office to examine whether or not any similar requests have ever been made, and as I understand it, this type of action tonight will set some kind of a precedent other than what we are accustomed to; in essence, should the Board of Mayor and Aldermen hold the hearing to replace the action of Bills on Second Reading, and it is, in fact, an opportunity that they have, but in every instance in the future, someone

may be disappointed with the ruling or a Report of a Committee; now we are setting a precedent in saying, let us do it this way, maybe we will have a different outlook; the effort that has proven very successful over the years would now just be rejected; we have indicated that we recognize that that area must be addressed, and there are different ways to do so; the developer has recognized that there are different ways to do so - the goals they have set for themselves perhaps are too high, and perhaps not, but it is obvious that there homework is not complete; this is what we have said in our report; you can turn it around any which way that you may want to, but these are the facts; and in fact, by the proposal that is being submitted again now, indicates very clearly that you want to give them another chance - that is exactly what we said, but do it in the proper fashion. Ald. Pepino stated that the way it sits right now, you have vetoed inexpedient to legislate, so it is just sitting there, so if the motion is made to table for 2 or 3 weeks and we had a roll call, that would be final, would that not override the last veto. Mr. Clark advised the Mayors' veto would stand unless overridden by two-thirds, another motion would be proper. Ald. Pepino moved to table the Report for 2 weeks until both parties could get together and come back with an official report to the Board. The motion was duly seconded by Ald. Pariseau. Mayor Beaulieu advised he thought it would be wise to set a hearing date within that period of time, rather than letting it just sit there, so the information could be presented. Ald. Pepino advised that since the Board doesn't want another public hearing, I thought the Board could hear it. Mayor Beaulieu clarified so you have made the motion that it be tabled for 3 weeks. Ald. Thibault stated I think the people were here before to rebut if they had any rebuttals, and to go around now and not let the people have a chance to come back, is wrong also, I won't support that. Mayor Beaulieu advised that both parties should be prepared within 1 1/2 weeks to 2 weeks at the most, so order a public hearing in 2 weeks. The Clerk stated if she was correct, we're dealing with a zoning problem and there is a 14 day legal notice required for any public hearing dealing with a zoning matter, so we would have to take the timing into consideration, so we need more than 2 weeks time. Ald. Batalis stated if both of the abutters were heard why should the Board hold another public hearing? Mr. Clark advised at this point the Board can take whatever action it wants; the brief research that I did this afternoon, there is nothing to preclude the Board from requesting or ordering another public hearing. Mayor Beaulieu stated that he thought the decision we just heard from our City Solicitor will have to be accepted at this time, I don't think the Board would have any problems ordering another public hearing, as long as we have ample notification according to State Law; so we do have a motion and a second to order the hearing within 3 weeks as long as proper notice is given. The Clerk advised that we have to set a specific date, and after conferring with a calendar, the Mayor concurred with setting the public hearing for June 8. Mayor Beaulieu advised we would vote on the motion, and requested the Clerk to state the motion. The Clerk advised the motion was to table the matter for 3 weeks to order it to another public hearing to be held June 8. Mayor Beaulieu asked the City Clerk if the full Board could be held at the public hearing according to state law. The City Clerk advised if you followed the rules of the Board correctly, it will still, never-the-less, have to go to Bills on Second Reading - all Ordinances have to be referred. Mayor Beaulieu advised I think we want to listen to the information going to be

Ald.Pepino

T.Clark

Motion to table Second

MayorBeaulieu

Ald.Pepino

Ald.Thibault

MayorBeaulieu

CityClerk

Ald.Batalis

T.Clark

MayorBeaulieu

CityClerk

MayorBeaulieu

given to the Board, and I think the full Board should listen to testimony on both sides.

Ald. Gelinas advised that he would like to answer that also; that any one of our public hearings, any and every one of them, the full Board of Aldermen is invited - no one is excluded; this is not just tonight or tomorrow, they are invited, that is their choice, some were there and some were not. Mayor Beaulieu stated that hearing no further comments, we will vote on the motion. Ald. Gelinas called for a roll call. Mayor Beaulieu stated that the public hearing that is requested by Ald. Pepino is for information, both sides will be heard by the full Board; whether it goes back to Bills on Second Reading for final disposition either inexpedient or expedient to legislate, I think the full Board should be given the opportunity to listen to both sides with the total Board to make sure we are doing to be going in the right direction; I stated my position before, I am not speaking for or against the project, all I want to make sure is that a project of this magnitude of approximately \$6 million be fully heard by the full Board. Ald. Gelinas again stated he was in very definite disagreement with the Mayor on this issue; you are implying that this Committee did not allow for a full disclosure of what they wanted to do; that is totally wrong, I repeat it again, I will not let that stand without challenging it, and I am asking you now, are you telling us that we did not give them a good public hearing, is that what you are saying? Mayor Beaulieu advised that he was stating one fact, that he was there that evening and I think the subject matter, talking about the on ramp and the off ramp that is very important to the traffic flow on the west side was not heard before the Committee; and I think that the full Board should be given the full information dealing with that project either for or against, that is all I am saying, and I am not stating that the Bills on Second Reading did not do their job; we know that the Center of New Hampshire, for instance, we dealt with this for quite a period of time, it is very important to the city, and all I am saying is the full Board should have total information dealing with it. Ald. Gelinas stated I respectfully suggest, strongly ask do you feel that this Committee did not give a proper hearing? Mayor Beaulieu advised no, he did not say that.

Ald. Cashin requested a 5 minute recess. Mayor Beaulieu called a brief recess. Mayor Beaulieu called the meeting back to order. Mayor Beaulieu advised we have a motion and a second. Ald. Provencher advised he understood that the people in the area have spent quite a bit of money, so are you asking them to come back and present their testimony again. Mayor Beaulieu stated no, he thought most of the information, and if they have also some more to add they could add to whatever materials they want to. Ald. Cashin stated, Your Honor, you are entitled to your opinion, but I am entitled to mine too; of course you are asking them to spend more money - they are going to have to come back here and be just as prepared as they were the last time, so how can you say no? Ald. Batalis stated that was double jeopardy. Mayor Beaulieu advised he stands on the action he took this evening, believing that this is a very important part of the community, and all information should be presented to the Board; I have taken my position and I am not saying that the Board did not do their job, and I gave you the reasons why.

Ald. Osborne advised he felt that tabling it is a good idea, but being new on the Board, he does not want to supercede the Committee itself that is for sure, but in all fairness I think both parties should have both their things together, true, but maybe in this particular case,

I think the best thing to do would be to start on a fresh hand; it seems like if I'm going back and forth here, and it doesn't look good, but I would like to put my thoughts to it, I feel that this is the best thing to do, to come back and start over in a new way and not supercede the Committee itself.

Mayor Beaulieu inquired if he was saying that both parties should be heard again. Ald. Osborne stated he thought that basically, tabling it, it is just going to come back to the same thing again, we are just going to be batting heads here; it is better to come out with it fresh hand and start all over again and come back to the Committee with all reports, I think that is the best way to do it. Mayor Beaulieu clarified, believing that both groups should present information to

MayorBeaulieu

Bills on Second Reading on that project. Ald. Osborne stated yes. Ald. Cashin inquired if Ald. Osborne is saying that he is favoring that this should be inexpedient to legislate and start the process over again. Ald. Osborne stated yes, he did not think by tabling it, it was going to get anywhere. Mayor Beaulieu stated, but you are also saying that both sides should be fully heard.

Ald.Cashin

Ald.Osborne

Ald. Osborne stated true. Ald. Gelinas stated that earlier in our remarks, I attempted to indicate and thought that I had, that we have no prejudice to the developer; that if they felt that not enough information, they were not prepared fully, if they felt that they wanted to come back then it is one route to take; prepare themselves adequately, they know now, I would hope, better than they did a little earlier what the concerns are and tried to overcome that; if they discover that they cannot, then they probably will have to put their sights lower; I also indicated that we recognize the importance of the area, indicated very closely that we should work with them; I don't know how much more we can open ourselves to them without just saying that this is the only choice; but by going back to the drawing board, that opportunity is there, let us not lose it. Mayor Beaulieu

Ald.Gelinas

clarified you are saying the Committee or both sides could come back before the Board asking for a new hearing. Ald. Gelinas moved to the question. Mayor Beaulieu advised we would have a roll call, and requested the Clerk to repeat the motion. The Clerk advised the motion was to table for 3 weeks and order a public hearing to be held on June 8 by the full Board. Ald. Gelinas called for a roll call. Ald. Cashin stated that before we vote he would like to clarify, if the Aldermen feel that they want to support the inexpedient to legislate they will vote no against the tabling motion.

MayorBeaulieu

Ald.Gelinas

Mayor Beaulieu stated that if they feel that both sides should be properly heard they would vote yes. Ald. Cashin stated they will be properly heard in either case. Ald. Osborne inquired couldn't both sides be heard after. Ald. Gelinas stated both sides were heard. Ald. Osborne stated so both sides won't be heard again when they come back to the Variance Board or whatever to rezone, couldn't we start over in a new light like I said. Ald. Gelinas stated that just in case there is a doubt in anyones mind, any rezoning request turned down can be resubmitted in the proper form at any time; we have gone through that route many times, it should not be a surprise to anyone that if they want to come back and resubmit a plan, then they can do so; they can modify it, they can rephrase their request, they can change the type of zoning in their request - that is a right that any group has, there is nothing complicated about that. Mayor Beaulieu inquired are you saying that you would allow them to come back Ald. Gelinas? Ald. Gelinas stated absolutely, the record shows very clearly that we have been very open to anyone who wants to be considered for any action in the city in all parts of it. Ald. Batalis clarified, on this motion is it understood that the Board is superceding the Committee by calling the other hearing. Mayor Beaulieu advised that he

Ald.Gelinas

Ald. Batalis  
Mayor Beaulieu

Ald. Batalis  
Mayor Beaulieu

Ald. Batalis  
Mayor Beaulieu

Ald. Batalis  
Mayor Beaulieu

Ald. Crotty  
Mayor Beaulieu

superceded the Committee, it is what is before us here this evening, and I gave the reasons why. Ald. Batalis advised we were setting a precedent; we are taking the power away from all Committees, not just this Committee, but any other Committee. Mayor Beaulieu stated no, this is on one subject matter and I pointed out the reasons why he vetoed the vote; that the Mayor can veto at any time that he feels that, and this is the only thing that I did, and it is not a precedent, I have used the veto power before. Ald. Batalis stated you vetoed it, now we are taking a new step by on this motion, the whole Board is superceding the Committee; it could happen in another Committee and we are changing all the procedures. Mayor Beaulieu advised the report could still come back inexpedient to legislate, all I am stating is that both sides should be properly heard. Ald. Batalis stated, when we have this hearing, in the event that we have another second hearing, who is going to run the hearing, who is going to do the answering, the questioning and everything. Mayor Beaulieu advised the full Board would listen to testimony on both sides, then Bills on Second Reading, that same evening or set another date, will have to go back before them to make a report to the Board; and all I am saying is that the full Board should be at that hearing to hear both sides. Ald. Batalis advised when you have a hearing, the Committee calls people to talk pro and con, at this next hearing, in the event there is one which no doubt there will be, will any member of the Board have authority to have discussion with the testimony? Mayor Beaulieu advised yes. Ald. Batalis stated in other you are superceding Committee. Mayor Beaulieu stated no, he did this evening on this one matter. Ald. Crotty advised he has been sitting here listening, I don't know much about parliamentary procedures, but it seems to me, you appointed a Committee, the Mayor appoints a Committee, and he sends that Committee out, and that Committee on Bills on Second Reading goes out, and they are expected to go out and do the best job that they can do on that Committee, they in turn will go out and study the area and look over the situation, and they come back with their recommendation; they recommended that this case here be inexpedient, and you turn around and you veto it; how do you think this Committee, or any Committee that you have appointed, feels that now, they go out and do something and they think they are doing the best that they can, they turn around and you veto it, what good is there Committee; you may not think so, but I am sure that everyone in this hall thinks that you are saying that they did not do their job; you were talking about the ramps, these developers, these engineers studying this place must have known about those ramps; why didn't those developers bring in about the ramps, and how they would effect that certain area; evidently they weren't too concerned about the ramps, maybe the ramps aren't going to hurt them or hurt traffic; but sitting on a Committee like myself, I thought I did a good job, and the other members of that committee did a good job, and then it came in and the Mayor vetoes it, you are saying that they didn't do their job. Mayor Beaulieu advised he was saying that the information presented to the full Board asking information that this subject matter be tabled maybe for a week to get together with Bills on Second Reading to present the information; if they were not prepared that night, and I did make that statement, probably they were not prepared, I am talking about a very important part of the community and I believe that both sides should be properly heard. Ald. Crotty inquired who wasn't prepared, the developer wasn't prepared, it wasn't the Committee. Mayor Beaulieu advised we just talked

about one item about the ramp situation that wasn't presented. Ald. Crotty advised it was up to the developers to bring that in, so how can they judge something the developers have no interest in; they judge on what they heard, not on what they didn't hear. Mayor Beaulieu advised he just believed that all information should be brought before the full Board. Ald. Cashin advised it was inconceivable to him, that Mr. Lomasney, who has engineered the ramps, wasn't aware that they were being built. Ald. Pepino stated if a Committee comes in with a report, and you override by vetoing, what happens when a Committee comes in with a report and the whole Board overrides the report, is that setting a precedent, it happened a few years ago. Mayor Beaulieu advised it happens in Concord everyday, minority reports override inexpedient to legislate with the majority. Ald. Pepino advised it happened with the park on the corner of Hanover and Chestnut, the Downtown Redevelopment Committee said no, we do not want that park and the Board said yes we do, and we overruled their report, is that a precedent? Ald. Gelinas advised we could be here for quite a few more hours, let's not compare the fact that the Board may overrule a Committee report; that is done very often, but in this instance, what you are saying in addition to overriding the Committee report, that now instead of having it this way we are going to have it a new way, we don't believe that they did a good job so we are going to have the full Board hold the hearing and then you will chair it; that is a precedent setting proposal and I think that you have to think quite carefully before you go into that type of ruling, and I move to the question. The motion was duly seconded and it was voted to move to the question. On a roll call vote Ald. Gelinas, Crotty, Cashin, Provencher, Batalis, Osborne and Gimas voted nay; Ald. Carignan, Pepino, Pariseau and Thibault voted yea; Ald. Rinker absent. The Clerk advised there were 7 nays, 4 yeas, 1 absent and the motion is defeated. Ald. Cashin moved on the original motion that it be inexpedient to legislate. The motion was duly seconded by Ald. Gelinas. Mayor Beaulieu called for a roll call. On a roll call vote Ald. Rinker was recorded as absent; Ald. Batalis, Osborne, Gimas, Gelinas, Crotty, Cashin and Provencher voted yea; Ald. Carignan, Pepino, Pariseau and Thibault voted nay. The Clerk advised there were 7 yeas, 4 nays, 1 absent and the motion carries.

Ordinance:

"Amending Section 18-24, and 18-25 of the Ordinances of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to read by title only. Under the rules, the Ordinance was referred to the Committee on Bills on Second Reading.

Ordinance:

"Amending the Zoning Ordinance of the City of Manchester by extending the B-1 Zoning District in the vicinity of Lake Avenue and Massabesic Street"

On motion of Ald. Gelinas duly seconded by Ald. Crotty it was voted to read by title only. This Ordinance having had its second reading by title only, on motion of Ald. Gelinas duly seconded by Ald. Thibault it was voted on passing same to be enrolled.

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Mayor Beaulieu called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a Resolution

"Amending the 1983 Community Improvement Program and Appropriating Federal Aviation Administration funds in the amount of \$45,614. and appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$5,068."

ought to pass. On motion of Ald. Crotty duly seconded by Ald. Carignan it was voted that the

Ald.Crotty

MayorBeaulieu

Ald.Cashin

Ald.Pepino

Ald.Gelinas

Moved to ques.  
Voted  
RollCall

MotionDefeated

Motion  
Seconded  
RollCallVotedInex.to  
legislate

Ordinance

Ref.Bon2R

Ordinance

Enrolled

Recess

Order

Rep.Cm.Finance

AccRecAdopted Report of the Committee be accepted and its recommendation adopted.

Resolution: "Amending the 1983 Community Improvement Program and Appropriating Federal Aviation Administration funds in the amount of \$45,614. and Appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$5,068."

Resolution On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to read by title only.

Suspendrules On motion of Ald. Gelinis duly seconded by Ald. Thibault it was voted to suspend the rules and place this Resolution on its second and final reading by title only. This Resolution having had its second and final reading by title only, on motion of Ald. Crotty duly seconded by Ald. Gelinis it was voted that it pass to be enrolled under suspension of the rules.

Secondreading Resolutions: On motion of Ald. Gelinis duly seconded by Ald. Osborne it was voted to read the three Resolutions on the 1983 Budget by title only and act on each Resolution individually.

Enrolled under susp.rules "Appropriating the Sum of Three Million Nine Hundred Eight Thousand Seven Hundred Thirty-Nine Dollars (\$3,908,739.) from Sewer User Rental Charges to the Environmental Protection Division for the year 1983, of which Ninety Thousand (\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

Enrolled This Resolution having had its second and final reading by title only, Ald. Gelinis moved on passing same to be enrolled. The motion was duly seconded by Ald. Crotty. Ald. Thibault Ald.Thibault advised the west side was still not connected to this device although they are paying for it; that he did not want to see any of this money used until the west side is connected. On the motion it was so voted, Ald. Thibault recorded as opposed.

Opposed "Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements Twelve (12), Thirteen (13) and from Interest Earnings of Each as offsets to the Fiscal 1983 Municipal Budget"

Resolution This Resolution having had its second and final reading by title only, on motion of Ald. Gelinis duly seconded by Ald. Batalis it was voted on passing same to be enrolled. Ald. Thibault being recorded as opposed.

Enrolled Ald.Thibault Ald.Thibault opposed

Resolution "Raising Money and Making Appropriations for the Year 1983, as amended"

Enrolled This Resolution having had its second and final reading by title only, on motion of Ald. Crotty duly seconded by Ald. Gelinis it was voted on passing same to be enrolled. Ald. Pepino, Gimas and Pariseau being recorded as opposed, and Ald. Osborne being recorded as abstaining.

Ald.Pepino, Ald. Pepino, Gimas, Pariseau Gimas, Pariseau opposed

Confirm Ald. Cashin moved to confirm the Mayor's appointment of Donald Nelson to the Airport Authority for a term of five (5) years. The motion was duly seconded by Ald. Crotty. Ald. Pariseau raised question as to whether the City Charter states that four members of the seven member commission must have a commercial pilots license. The City Clerk, accompanied by the Assistant City Solicitor, reviewed the City Charter and advised that only two members were required to hold commercial pilots license. On the motion it was so voted.

Ald.Pariseau Ald. Pariseau

Voted On motion of Ald. Pariseau duly seconded by Ald. Carignan it was voted to confirm the Mayor's appointment of Norman Tanguay to Information Systems Committee, representing School Department.

Confirm NormanTanguay Ald. Gimas nominated Armand Gaudreault for Building Commissioner to fill the unexpired term of James Moynihan, deceased, term expiring March 1989.

Nomination A.Gaudreault Bldg.Comm. On motion of Ald. Pariseau duly seconded by Ald. Cashin it was voted to close nominations.

Closenomination On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to suspend the rules and confirm the nomination. On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to confirm the nomination of Armand Gaudreault for Building Commissioner to fill the

Suspendrules Confirm Gaudreault

unexpired term of James Moynihan, deceased, term expiring March 1989.

Mayor Beaulieu requested permission to form a Committee to develop a request for proposals for ambulance service for the City through private firms and/or hospitals, to be reviewed and considered by the Board within forty-five (45) days, the Committee to be made up of a representative from the Fire Department, City Solicitor's Office, a member of the CIP Staff, Ald. Provencher and Ald. Pepino. On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted to grant the request. Ald. Cashin and Gelinas recorded as abstaining.

MayorBeaulieu  
Committee  
AmbulanceServ.

Voted

Rep.Sp.CIPCm.

A Report of the Special Community Improvement Committee was presented wherein, after due and careful consideration, respectfully recommends that a public hearing be authorized on Wednesday June 1, 1983 at 7:00 p.m. in the Aldermanic Chambers to be conducted by CIP staff; that the hearing will be held for the purpose of obtaining public opinion as to the proposed use of grant funds that the City will be applying for prior to July 1, 1983; that grant applications will be submitted to the Department of Housing and Urban Development for \$614,000. and to the Economic Development Administration for \$500,000.; that possible uses of the funds will include an acceleration of the construction of the Riverfront Parks Project and also the construction of sidewalks within the established CD Target Areas along school walking routes; that the Board of Mayor and Aldermen will consider all comments received prior to submission of either application. On motion of Ald. Gelinas duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Sp.CIPCm.

A Report of the Special Community Improvement Program Committee and the Committee on Lands and Buildings, meeting as a Committee on the Whole with Alderman Richard E. Crotty was presented wherein, after due and careful consideration and in order to provide opportunity for a major manufacturer to locate in the City, respectfully recommends that the Office of the Mayor be authorized to enter into a 90-day option agreement with Karl Norwood to purchase and/or lease with a purchase option property owned by the City on Perimeter Road at the Manchester Airport containing approximately 40 acres, said option to include terms and conditions as set forth on the attached; that the Committee recommends that the price of said option be \$5,000., which sum is to be deposited to MAA Airport Funds, and that the immediate conduct of appraisals and such other work as may be required for approval of the Federal Aviation Administration be authorized utilizing the proceeds from the option agreement as financing for the same; that the Committee further recommends that any further actions consistent with the furtherance of the project as described on the attached be authorized. On motion of Ald. Osborne duly seconded by Ald. Cashin it was voted that the Report of the Committees be accepted and their recommendations adopted. Ald. Batalis advised that last night he had voted against this proposal, however after speaking with Mr. Hoben and receiving his assurances on the proposal, he will now go along with it.

AccRecAdopted

There being no further business, on motion of Ald. Cashin duly seconded by Ald. Gelinas it was voted to adjourn.

Adjourn

A true record. Attest.

  
City Clerk

State of New Hampshire  
Hillsborough, SS

May 17, 1983

Personally appeared before me, Donald Nelson, a member of the Airport Authority, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

May 18, 1983

Personally appeared before me, Marcel Beliveau, a member of the Planning Board, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

May 19, 1983

Personally appeared before me, Armand Gaudreault, Building Commissioner, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

May 23, 1983

Personally appeared before me, Alphonse Duval, Moderator, Ward 12, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

June 7, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

Roll Call

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Polelocation

Pole location, manhole location, buried conduit and transfer of pole location New England Telephone Co. and Public Service Co. petition #920654, #11-573, #11-574 and #11-571 were presented as received. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted

Granted

that the prayers of the petitioners be granted under the supervision of Department of Highways.

SidewalkImp  
Petitions

Sidewalk Improvement Petitions were presented for:

- |                                  |                       |
|----------------------------------|-----------------------|
| Ed Auger                         | 201 Joliette Street   |
| Florence Bernier                 | 68 Weston Street      |
| Richard D. & Sandra M. Bourgeois | 191 So. Jewett Street |
| Fernand Turgeon                  | 54 Kearsarge Street   |
| Richard Philibotte               | 272 Bartlett Street   |
| Roger & Teresa Lang              | 826 Somerville Street |

Granted

On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Cm.fr.Ex.Cn.  
Georgopoulos  
R & F

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

The 1982 Annual Report of Department of Buildings was presented, all Aldermen having previously been furnished copies. On motion of Ald. Batalis duly seconded by Ald. Carignan it was voted that the report be accepted and received and filed.

1982 Annual  
Report, Dept.  
of Buildings

R & F

Communication was presented from Child Health Services requesting that the Mayor and Aldermen consider an increase in their appropriation level to \$40,000.00 because of critical changes since their original submission. Under the rules, the communication was referred to Committee on Finance

Cm.fr. Child  
Health Services

Ref.Cm.Finance

Communication was presented from YMCA requesting permission to move an oil tank and place it under the Mechanic Street sidewalk in line with an oil tank which was placed there years ago, this relocation due to forthcoming construction and renovation. On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted to refer the communication to the Highway and Building Department for any necessary action or recommendation to the Board.

Cm.fr.YMCA

Ref.Highway &  
Building Dept.

Communication was presented from John McManus, Controller of Radio Cabs, Inc. requesting that consideration be given to a proposal that Section 14-228 of Article IX of the Code of Ordinances be deleted which would de-regulate the fare regulation by the City. Under the rules, the communication was referred to Committee on Bills on Second Reading.

Cm.fr.John  
McManus

Ref.Cm.Bo2R

Communication was presented from Mrs. Blanche Manning requesting to purchase certain parcels of land situated in the Crystal Lake area. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Mrs.  
Blanche Manning

Ref.Cm.Bo2R

Communication was presented from voters of Manchester who are opposed to the proposition regarding the transition from the present cable system in Manchester to a new and increased cost system, this communication being one of several similar communications. On motion of Ald. Pepino duly seconded by Ald. Provencher it was voted to refer the communications to the Committee on Radio and TV.

Cm.fr.Voters of  
Manchester

Ref.Cm.Radio &  
TV

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration and as voted by the Board of Water Commissioners at its meeting on May 25th, 1983, that a 0.16 acre parcel of land situated off Route 121 in Auburn be sold to Joseph E. and Collette Craig for the sum of \$779.00 thus resolving an encroachment problem and, further, that the Mayor be authorized to execute the required deed for and on behalf of the City of Manchester. On motion of Ald. Cashin duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.L&B

Acc.Rec.Adopted

A Report of the Special Committee on Mechanical Amusement Devices was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance:

"Amending Chapter 14 Division 4 Mechanical Amusement Devices, of the Code of Ordinances"

Rep.Sp.Cm.  
Mechanical  
Amusement  
Devices  
Ordinance

ought to pass and, further, as required by the Rules of the Board that it be referred to the Committee on Bills on Second Reading for its consideration and recommendation. On motion of Ald. Cashin duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

oughttopass

AccRecAdopted

A Report of the Committee on Traffic was presented wherein they respectfully recommend after due and careful consideration, that the following regulations governing standing, stopping and parking be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of

Rep.Cm.Traffic

the City of Manchester:

STOP SIGNS AUTHORIZED

Blodget & Maple Sts., SE and SW corners on Blodget St.  
 Middle & Franklin Sts., SW corner on Middle St.  
 Franklin & Pleasant Sts., NW corner on Franklin St.  
 Oneida & So. Main Sts., SW corner on Oneida St.  
 Elton & Candia Rd., SE corner on Elton St.  
 Shasta & Willow St., NE and SE corners on Shasta St.

STOP SIGNS RESCINDED

Pleasant & Franklin Sts., NE corner & SW corner on Pleasant St.

PARKING PROHIBITED IN CERTAIN PLACES  
 (Sec. 24 of the Traffic Ordinances)

Nelson St. north side from Mammoth Rd. to Jones St.  
 Blodget St., north side from Maple St. to a point 75 ft. easterly  
 Belmont St., east side, from the south curb line of Auburn St. to a point  
 95 ft. northerly

PARKING PROHIBITED IN CERTAIN PLACES RESCINDED

Walsh Ave., south side, from Notre Dame Ave. to a point 40 ft. easterly  
 Lincoln St., east side, from the B&M railroad right of way to a point  
 150 ft. northerly  
 Newbury Rd., both sides, from Brown Ave. to dead end  
 Union St., east side, from Salmon St. to Webster St.  
 Youville St., west side, from Kelley St. to a point 150 ft. northerly  
 Rimmon St., east side, from a point 198 ft. north of  
 Putnam St. to a point 50 ft. northerly (7 AM - 1 PM)

LOADING ZONE ESTABLISHED  
 (Sec. 20 of the Traffic Ordinance)

Chestnut St., west side, from a point 85 ft. south of Lowell St.  
 to a point 20 ft. southerly  
 Cedar St., south side, from a point 30 ft. east of Union St.  
 to a point 25 ft. easterly

PARKING TIME LIMITED IN DESIGNATED PLACES  
 (Sec. 25 of the Traffic Ordinance)

The driver of a vehicle shall not park such vehicle for longer than two (2) hours at any time, between the hours of eight AM and six PM of any day, and Thursday nights to nine PM except Sundays and public Holidays in the following described district:

Putnam St., south side, from Cartier St. to Notre Dame westback street  
 Central St., north side, from a point 50 ft. west of Union to Pine St.

The driver of a vehicle shall not park such vehicle for longer than ten (10) hours at any time, between the hours of eight AM and six PM of any day, and Thursday nights to nine PM except Sundays and public Holidays in the following described district:

Pearl St. Parking Lot, easterly side of the island westerly of  
 and parallel to Chestnut St., 32 meters  
 Middle St. Parking Lot, west side north of right of way, 5 meters

ONE WAY STREET AUTHORIZED  
 (Sec. 32 of the Traffic Ordinances)

Shasta St., Union to Willow St., west traffic flow only

THROUGH TRUCKING PROHIBITED  
 (Sec. 52A of the Traffic Ordinance)

No person, firm or corporation shall operate or cause to be operated any commercial vehicle, or vehicles, at any time, except for vehicles making deliveries, on the following streets or portions thereof:

Page St., Hanover to Bridge St.

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with

subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Osborne duly seconded by Ald. Gelinas it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Mayor Beaulieu called a recess to permit the Committee on Finance, Licenses and Enrollment to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Licenses was presented wherein they respectfully recommend, after due and careful consideration, that the following Tag Day requests

Rep.Cm.Licenses

Rimmon Heights Cooperative Kindergarten	Saturday	July 30
Disabled American Veterans	Saturday	August 20
Central High Music Department	Saturday	September 24
Seventh-day Adventist Church	Thursday	September 29
Memorial High Booster Club	Friday	November 25

be granted and approved under the rules and regulations previously set forth by the Board of Mayor and Aldermen. On motion of Ald. Crotty duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinance

Rep.Cm. Enrollment Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the B-1 Zoning District in the vicinity of Lake Avenue and Massabesic Street"

is properly enrolled. On motion of Ald. Cashin duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

Enrolled

AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a pension for Public Building Services employee Joseph Murphy, 164 Conant Street, age 56, after twenty years of service as follows:

Rep.Cm.Finance

Normal Wages - 40 hrs.	\$ 398.40
One-half applicable	199.20

effective June 6, 1983, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Thibault duly seconded by Ald. Cashin it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Ordinance:

Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the B-1 Zoning District in the vicinity of Lake Avenue and Massabesic Street"

On motion of Ald. Thibault duly seconded by Ald. Batalis it was voted to read by title only.

ByTitleOnly

This Ordinance having had its third and final reading by title only, on motion of Ald. Gelinas duly seconded by Ald. Cashin it was voted on passing same to be ordained.

3rd Reading

Ordained

Mayor Beaulieu advised he would like to discuss some legislation dealing with House Bill 618 Binding Arbitration; that the Bill has gone through both Houses and he would like the opinion of the Board on how they feel about the Bill at this point. so as to give the Governor some direction. Brief discussion followed in which Ald. Cashin advised he wanted more information; that it was his understanding that this had to go to Referendum. Mayor Beaulieu advised he would bring more information to the Board.

Mayor Beaulieu

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that the services of Susan Brack as legislative liaison be terminated immediately and that the Administrative Assistant in the Mayor's office, together with the City Solicitor's Office and representative from the Manchester delegation serve as the legislative liaison. On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Ald. Rinker

Ald. Rinker raised question as to the money needed for advertising for a new Cable Company. The Clerk advised that it will be necessary to determine whether that money may be absorbed within the Incidentals Account or if we are going to have to make a transfer from the Contingency Appropriation, and we could not answer that at this point.

Adjourned

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to adjourn.

A true record. Attest.



City Clerk

State of New Hampshire  
Hillsborough, SS

June 21, 1983

Personally appeared before me, Thomas Craig a member of the Industrial Council and subscribed to the oath of office as prescribed by law.

s/Elynore Bartlett  
Deputy City Clerk

SPECIAL MEETING - BOARD OF MAYOR AND ALDERMEN

June 28, 1983

7:30 P.M.

Mayor Beaulieu calls the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance with Ald. Carignan leading the function.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty Pariseau, Cashin, Thibault, Provencher.

Purpose

Mayor Beaulieu advised the Special Meeting was called to consider a report of the Special Community Improvement Program Committee and to ratify and confirm action taken by telephone poll relative to disposal of surplus school facilities and release of reverter rights of Amoskeag Industries; that the City Clerk has requested the agenda be amended to permit consideration of an item relative to the July 4th motorcade as requested by the Chairman of its steering committee. On motion of Ald. Provencher, duly seconded by Ald. Crotty it was so voted.

Rep.Sp.Cm.  
Imp.Prg.

A report of the Special Community Improvement Program Committee was presented wherein it, after due and careful consideration, and upon the conduct of a public hearing, respectfully recommends that the following additional sources of federal funds be sought under the 1983 Emergency Jobs Act:

U.S. Department of Housing and Urban Development, Federal Community Development Block Grant Program in the amount of \$614,000.;

U.S. Department of Commerce, Economic Development Administration in the amount of \$500,000;

It is further recommended that in order to conform to federal objectives, regulations, and competitive award criteria, that the additional funds be sought to advance the construction of the Riverfront Park System Plan as previously approved. If approved, scheduled improvements would include northerly extension of Arms Park esplanade, landscaping, lighting, historic markers and related walkway improvements along the Gateway Park - Arms Park corridor.

Ald. Gelinas, duly seconded by Ald. Cashin, moved that the report of the Committee be accepted and its recommendations adopted.

Adopted

Ald. Gimás commented that at a recent Streets and Sewers Committee Meeting there was a listing of requested projects people would like done; that at least 70% of them are quite important and have to be done; that the projects cover all twelve wards but there are no funds available and requested Mr. Hoben to comment on availability of funds for such projects.

Mr. Hoben advised he had tried to touch on that subject at the meeting of the Community Improvement Program Committee; that the Federal Government is not in business to provide funds for the city to use at its total discretion; that the Board has the option to apply for funds for what it wants to do but that does not mean they will give it to you for that purpose; that in this case it is a question of meeting a national objective and they will not allow use of this type of funding for streets and sewers; that in this recommendation of the Committee we are dealing with two type of grants, the first being CDBG funds through CIP for a housing program and using those funds in four areas to help the National objective for low and middle income and if there was a sewer project in the Lincoln School area, for example, you could tie that in and use those funds or seek an additional appropriation through the state; that we have been trying to work with EPA and will be looking for funds to do sewer separation after the interceptors are in; the second being EDA funds and there will be tremendous competition for those funds because the use has to be labor intensive; that if we had an Industrial Plant proposed that needed sewers that might be approved; that the government has started to tighten up on the way we use money because appropriations have not kept up with costs; that he was not aware of any funds available for Streets and Sewers Projects.

Ald. Provencher commented that he had attended the public hearing because of his interest in the funding; that he has had sewer problems in Ward 12 for a number of years; that thousands of dollars had been spent on sidewalks in the last few years but not one inch of sidewalk done yet in his ward; that he found it difficult to vote for something like this when funds can only be used for the type of project that is recommended. Mr. Hoben advised these funds can be spent only in certain areas; that if the Board wanted to commit itself to go into other areas do do housing rehab loans, street planning, etc. it can do so. Ald. Provencher commented he was not talking about a low income area in his ward, but about people who just cannot afford to spend their money on sewers; that he would prefer using the money for much needed sewer projects we've talked about for years; that Barney Reen warned us about our antiquated sewers 6 or 7 years ago and something must be done; that he questioned the ability of Parks and Recreation to take care of additional park areas when they can't keep up with what they have now; that he was not blaming Clem Lemire because he just does not have the help and somehow we are going to have to increase personnel.

In response to a question from Ald. Batalis relative to sewers being a priority in 1984, Mr. Hoben advised that the priority is the Boards; that members of the Streets and Sewers Committee were certainly not shy when this was discussed; that from the staff's standpoint we are trying to deliver a program through the CIP that is going to lead us to the Board and address the priorities that you have given before; that we would be more than happy to work with the Highway Department, but I suspect that the Chairman of the CIP Committee has already discussed this with the Chairman of the Streets and Sewers Committee; that there is the possibility of earmarking money from CIP for sewers; that is what we have done in the past and those are the funds that the Streets and Sewers Committee works with; that some of the problems in the wards are very much larger; that Ald. Provencher has had very difficult problems on Mason St. and residents are probably very discouraged; that they have come to the CIP public hearing for the last 5 years, but there are very small number of homes effected and it will probably be a very long time before something is done; that he could not tell essentially what you will decide, but if the Board wishes for us to pursue to the maximum extent possible a way to better address some of the sewer problems in the wards we will be more than happy to do that if you provide that direction; that the sewer problems in Wards 12 and 6 can not be handled with these funds, but they could be handled through the CIP process when we come to the Board this fall; that there are always alternatives that the Board can consider; that is your choice.

Ald. Rinker commented that if we didn't have the Riverfront project we would have some other place to put the money; that he would like to know about alternatives and then decide where the money goes if there are other areas having need where this money can be spent.

Mr. Hoben advised that we are talking about 4 residential neighborhoods - Kalivas-Union has just been recently completed \$2,000,000. in that 7 block area, all the sidewalks, streets, back alleys, trees, housing loans to the tune of about \$1,000,000. cost to the city, the Lincoln School where there is no further funding, but CDBG funds could be used; that Kalivas-Union qualifies; that in terms of priorities, we do not see a productive use of public funds in the Kalivas-Union area at this time; that in the Wilson/Somerville area we are completing sidewalks at this time based on the policy of this Board; that there are no major sewer problems we can identify in that area; that all of the parks service that area have been completed or the contract has been awarded for construction, or bids are in the process of being received; that you can do all you want in neighborhoods in terms of fixing up all the sidewalks and all the streets and all those kinds of problems, but unless you are able to find a way to encourage the cooperation of property owners to fix up their property there isn't too much more you can do, that is why in those areas we always conceive a 5 to 7 year program basically in order to deal with the owners of the property. Ald. Rinker stated that if the Aldermen from those wards feel there is further need they should speak up now because that is what I would like to know as an Alderman because it effects the whole city, not my ward personally.

Ald. Osborne advised he had no problem with going after the money, but would take this in three different areas, the Block grant for the Federal Community Development and the Economic Development Administration Grant, in other words go after the money and then decide where it is used; that the only one he had a problem with is the \$614,000. where it could be used in other wards; that he knew

the \$500,000. can not be used in those wards because of the situation that it involves, but this \$614,000. he felt strongly that it should be used in these target areas so when he votes he is either going to have to vote for or against the whole situation; that the \$614,000. can be spent someplace else and this is what he is against, but not against going after the money or not against the \$500,000; that it should be voted to go after the money and then how it is dispersed but it is all in one here so when you say you are against it you are against the whole thing and it is not fair. Ald. Thibault advised that when you to after these funds you have to specify exactly what it is for before you go after the funds; that maybe Ald. Osborne is not aware of the process, maybe you ought to explain to him how we go after these grants.

Mayor Beaulieu commented that Ald. Osborne has made his issues known; that he felt that some of the concerns of various Aldermen is where he would like to see some of the money scattered in various wards. Ald. Osborne advised he was going to have to vote no tonight and wanted it on record why; that he would like to vote for these separately for the reasons previously stated. Ald. Gelinas commented you can accomplish lots more in your neighborhood by a different approach than voting against this; that you could use the direct approach in the new CIP program rather than deny this because it does not satisfy your concerns. Ald. Thibault commented that these are two or three different commitments that the committee has made that you have condensed into one report; that this is the direction that the Board has taken on three or four of these subjects and you have put it into a package and now you want a decision; that there may be one of those things that he did not agree with either, but he was going to vote for the whole package because he thought as a whole it is going to help the city; that he felt Ald. Osborne's point is very well taken, but he agreed with Ald. Gelinas as well when he said that in next year's CIP you could address your problem a lot clearer and if you don't vote for this one you won't have anything but neither will anybody else.

Ald. Gimás duly seconded by Ald. Provencher moved to the question and it was so voted, Ald. Pepino and Osborne opposed. On the motion to accept the committee report it was so voted, Ald. Pepino and Osborne opposed.

Ald. Pepino advised he had voted against it in Committee; that there is money that could be given to the poorer wards and he reiterated his statement of two weeks ago - "lets give the people in the wards something", Ald. Osborne advised he was opposed as he previously stated.

On motion of Ald. Gimás, duly seconded by Ald. Carignan it was voted to ratify and confirm action taken by telephone poll relative to disposition of surplus school facilities thus accepting the offer of Amoskeag Industries to release reverter rights upon payment as follows:

20% of the purchase price of the land and buildings of the Amoskeag and Straw School properties and 10% of the Maynard School property since they have reverter rights on just over 50% of the Maynard property.

If a sale is to be made to a tax exempt non-profit organization which provides a useful service to the people of the City, they will consider amending the reverter rights to change the presently permitted school use to the intended new non-profit use, thus deferring any compensation for the reverter until a subsequent sale.

and authorizing the Mayor to sign the acceptance of the offer on behalf of the city.

Ald. Pepino commented that, when polled, he indicated he was in favor of selling all but the Maynard School and gave his reasons and will again bring his plans before the Committee on Lands and Buildings.

Ratify &  
Confirm Tel.  
Poll re.  
Amos. Reverter  
Rights

4th of July  
Wreaths

Following brief comments from the City Clerk detailing background information, on motion of Ald. Gelinas, duly seconded by Ald. Thibault, it was voted to authorize an expenditure of \$100.00, chargeable to Civic Contributions/Patriotic Purposes, for wreaths for the July 4 motorcade as requested by Mrs. Stella Pinska-Keene, Chairman for the Steering Committee. Mayor Beaulieu advised that being a Special Meeting no further business could come before the Board except with unanimous consent.

There being no further business on motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to adjourn.

A true record. Attest.

  
City Clerk

BOARD OF MAYOR AND ALDERMEN

July 5, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Batalis.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Mayor Beaulieu advised that Clem Lemire would speak to the Board before the meeting.

Mr. Lemire apologized for this years fireworks display not being of the quality that we are all used to, advising that they had gone out for bids and gone with the company who had the most projectiles, however they were not of the quality we expected. Mr. Lemire distributed their Gift Catalogue and T-shirts to all Aldermen, the City Clerk and Mayor Beaulieu.

Pole location, manhole location, buried conduit and transfer of pole location Public Service Co. petition #11-578 was presented as received. On motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted that the prayers of the petitioner be granted under the supervision of Department of Highways.

Sidewalk Improvement Petitions were presented for:

Marjorie V. O'Connell	75 Appleton St.
Rose Boudreau	1161 So. Beech St.
Harold E. Lawrence	346 Lake Ave.
George E. Tousignant	480 Cartier St.
Yvette Sullivan	81 Prospect St.
Robert F. Richardson	581 So. Beech St.
Gustave & Doris Ploss	42 School St.
Leonard Pariseau	260 Bartlett St.
Cory & Diane Lindsey	426 Laurel St.
Leon M. Goulet	381 - 409 Elm St.
David G. Iller	15 - 23 Prospect St.
Adler Ahlgren	76 Weston St.
Eugenia & James Papavlo	Morrison & Arlington Sts.

On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communications were received and filed.

Communication was presented from Portsmouth-Kittery Armed Services Committee

Mr. Lemire

Pole location

Granted

Sidewalk Imp  
Petitions

Granted

Com. fr. Ex. Cn.  
Georgopoulos  
R & F

Com. fr. Ports-  
mouth-Kittery  
Armed Services  
Comm.

expressing appreciation for a recent \$200.00 allocation. Being informational, the communication was received and filed.

R &amp; F

Copy of a communication to United Cable Co. from Wilson Vigo was presented expressing dissatisfaction with the new system. Being informational, the communication was received and filed.

Cm.fr.  
Wilson Vigo  
R & F

Copy of a communication to the Public Works Director from William Hebert was presented relative to nine individual Bid Proposals. Being informational, the communication was received and filed.

Cm.fr.William  
Hebert  
R & F

Communication to Mayor Beaulieu from Paul Michaud was presented offering his resignation as a member of the Manchester Airport Authority effective the date his replacement has been confirmed.

Cm.fr.Paul  
Michaud  
resigning

On motion of Ald. Rinker duly seconded by Ald. Pariseau it was voted that the resignation be accepted with regret. Ald. Rinker suggested we thank Mr. Michaud for his long years of service on the Manchester Airport Authority.

Accepted

Communication to Mayor Beaulieu from Emile Bussier, representing Lawrence Palmisano owner of Washington Park Estates, was presented requesting rezoning of property located on Route 3A. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Emile  
Bussier

Communication was presented from Alderman Provencher, Chairman of Committee on Transportation advising that the Committee on Transportation has considered the application of municipal employees for the position of Fleet Manager and only three of the four applicants met only minimum qualifications thus the Committee is requesting approval to seek applicants from the private sector. Ald. Gimas moved to grant the request. The motion was duly seconded by Ald. Osborne. Ald. Rinker raised question as to how this would be handled, Ald. Provencher advising that the same Committee would review the applicants from the private sector; that he felt going out into the private sector would bring in a lot of experts in the field. On the motion it was so voted, Ald. Carignan being recorded as opposed.

Ref.Bo2R

Cm.fr.Ald.  
Provencher

Granted

Communication was presented from Airport Authority advising, subject to the Board's concurrence, approval of the granting of attached easement to the N.E. Telephone and Telegraph Company for a period of 49 years for the sum of \$12,000.00, further advising that these Airport lands are partially occupied by the Manchester Fire Department and approval of the Board of Fire Commissioners was obtained by letter of April 7, 1983, and requesting approval of the Board of Mayor and Aldermen. Ald. Thibault moved to authorize the Mayor to execute the easement deed on behalf of the City, subject to the review and approval of the City Solicitor's office. Ald. Gimas raised question as to whether the \$12,000.00 had to be paid every year or just once for the 49 years. Mr. Bourque advised it was a one time expense. Ald. Batalis inquired if this would reduce the airport land, Mayor Beaulieu advising this was just an easement to use the land. The motion was duly seconded by Ald. Osborne and it was so voted.

Cm.fr.Airport  
Authority

Voted

Communication was presented from Community Improvement Program requesting acceptance and approval of two grant awards for CIP Project 6.40404 Greenstreets in total amount of \$5,500.00, together with a Resolution

Cm.fr.CIP

Resolution

"Amending the 1982 and 1983 Community Improvement Program and authorizing grant funds"

Under the rules, the Resolution was referred to the Committee on Finance.

Ref.Cm.Finance

Communications were presented from Housing Code Department submitting their monthly reports on conditions at 48 Hanover Street. Ald. Batalis advised there was a water spout leaking onto the

Cm.fr.Housing  
Code Dept.

sidewalk and he almost saw a woman fall there the other day. Mayor Beaulieu requested Mr. King to call the property owner on this matter, Mr. King advising he would check into it. Being informational, the communication was received and filed.

R &amp; F

Cm. fr. James  
Warren

Communication was presented from James Warren, Clerk of Ambulance Service Committee submitting a draft request for proposals for emergency ambulance service for the City for the Board's consideration. Mr. Warren advised the purpose of the draft was to make the Board aware of what we were asking for service. Ald. Rinker requested clarification as to where the Fire Department would stand. Mr. Warren advised that the Fire Department would still send out an ambulance in life threatening situations since Fire Stations are located throughout the city, they could respond quicker, however the ambulance service would still be dispatched. Ald. Rinker stated he thought the reason for having an ambulance service was to cut down on response time. Mrs. Belton-Jette advised we are proud of our present Fire Department ambulance service response time; that an Ambulance Service could not meet the Fire Departments 4 minute response time throughout the city; that the reason for going out for bids is in anticipation of saving the City money; that the ambulance service would provide their own vehicles, do their own maintenance, do their own billing; and provide their employees with emergency training. Mayor Beaulieu advised that this was exploratory at this point, that they would come back to the board with information received. Ald. Rinker moved that the Committee go out for proposals for emergency ambulance service for the City. The motion was duly seconded by Ald. Provencher. Mr. Hoben advised that the City may wish to work for competitive sealed proposals, Sec. 20 1/2-8 of the Procurement Code, as it would not be practical to judge bids on price alone, but rather response time, price, training and supervision. Mayor Beaulieu advised this would not preclude hospitals from coming in with proposals. Concerns were raised that the City would be losing revenue, Mayor Beaulieu advising that this should bring a savings to the City, part of that savings coming from cutting down on minimum staffing in the Fire Department. There being no further discussion, on the motion it was so voted. Ald. Gimas being recorded as opposed; Ald. Gelinas and Cashin being recorded as abstaining.

Voted

Cm. fr. Thomas  
Clark

Communication was presented from Thomas Clark, Assistant City Solicitor relative to recently settled litigation re Alan W. and Denise Sheldon v. City of Manchester together with a release and requesting that the Mayor be authorized to execute said release. On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted that the Mayor be authorized to execute the release on behalf of the City of Manchester.

Voted

Warrant for  
sewer charges  
w/Cm. fr. EPD

Warrant for collection of sewer charges in amount of \$18,690.80. The Clerk advised of communication received from EPD requesting an abatement from this warrant in the amount of \$871.71 which has been paid since the warrant was prepared. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to commit the Warrant to the Tax Collector for collection under the hand and seal of the Board of Mayor and Aldermen abating therefrom the amount of \$871.71.

Voted

Rep. Cm. Bo2R  
Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester"

ought to pass

establishing a new Class Code and Compensation for Interpreter/Tutor, ought to pass. On motion of Ald. Cashin duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R  
Ordinance

"Amending Chapter 14, Division 4 Mechanical Amusement Devices, of the Code of Ordinances"

be further amended to provide in

Sec. 14-63.5 that all licenses issued pursuant to this Section shall be conspicuously displayed within the premises

Sec. 14-64.5 that information be furnished to the City Clerk within fifteen days of the effective date of this Ordinance

and, further, that the Ordinance, as amended, ought to pass. On motion of Ald. Gelinas duly seconded by Ald. Pepino it was voted that the Report of the Committee be accepted and its recommendations adopted.

oughttopass  
AccRecAdopted

Ordinances:

Ordinances

"Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester"

"Amending Chapter 14, Division 4 Mechanical Amusement Devices, of the Code of Ordinances"

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to read by title only.

ByTitleOnly

These Ordinances having had their second reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted on passing same to be enrolled.

Enrolled  
Ordinance

Ordinance:

"Amending Section 18-26 of the Ordinances of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to read by title only.

ByTitleOnly

Under the rules, the Ordinance was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a pension for Richard L. Abood, 425 Mammoth Road, Manchester, New Hampshire, age 38, following 20 years of service at the Highway Department, as follows:

Rep.Cm.Finance

Normal Wage \$ 361.60

One-half applicable 180.80

effective July 25, 1983, together with any vacation or sick leave benefits to which he is entitled, be granted and approved. On motion of Ald. Carignan duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

Adopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a Resolution

Rep.Cm.Finance  
Resolution

"Amending the 1982 and 1983 Community Improvement Program and authorizing and appropriating grant funds"

ought to pass. On motion of Ald. Gelinas duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

oughttopass  
AccRecAdopted

Resolution:

Resolution

"Amending the 1982 and 1983 Community Improvement Program and authorizing and appropriating grant funds"

On motion of Ald. Thibault duly seconded by Ald. Batalis it was voted to read by title only.

ByTitleOnly

On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to suspend the rules and

Suspend rules

place this Resolution on its second and final reading by title only. This Resolution having

2nd&final  
reading

Enrolled under  
susp.rules

Rep.Cm.L&B

had its second and final reading by title only, on motion of Ald. Provencher duly seconded by Ald. Thibault it voted that it pass to be enrolled under suspension of the rules.

A Report of the Committee on Lands and Buildings was presented wherein they respectfully advised that in reviewing surplus city properties for disposition, it considered a letter from Nicholas D. Vergas, d/b/a North American Veterans Association, requesting an opportunity to purchase premises known as the Lake Avenue Armory situated at 163 Lake Avenue; that the premises have been occupied by the said Association under a lease agreement for a period of ten years expiring January 1980 and as a tenant at will since the expiration of the lease; that, based on common practice, the occupant was given the right of first refusal at a sales price of \$49,500.00 contingent upon receipt of a signed purchase and sales agreement and deposit on or before June 24, 1983; that the signed purchase and sales agreement with a bank check in the amount of \$2,500. was received on or about June 21 and provides for transfer of title on or before September 1, 1983 contingent upon the purchaser obtaining conventional financing at current interest rates at a local institution and it respectfully recommends, after due and careful consideration and subject to review and approval of the City Solicitor's Office to best protect the City's interests, that the Mayor, for and on behalf of the City, be authorized to execute the purchase and sales agreement and any and all other documents necessary to consummate the sale, on or before September 1, 1983. On motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Cm.fr.Dept.of  
Highways

Communication was presented from the Department of Highways requesting the Board to authorize the Mayor to execute an agreement with the Boston and Maine Railroad for the purchase of B & M bridge No. 0.14 over the Merrimack River under such terms and conditions as the City Solicitor deems appropriate, and to authorize the expenditure of \$1.00 from an existing downtown access improvement account for that purpose. Ald. Gelinas moved to grant the requests. The motion was duly seconded by Ald. Osborne. Ald. Rinker inquired if any consideration had been given to the cost of maintaining the bridge. Mr. MacLeod advised that the major foreseeable cost would be to paint the bridge in 5 - 8 years if we elect to do that; that no maintenance would be required except an inspection every two years and minor repairs; that the only reason the bridge would have to be painted is if we use it for other purposes such as pedestrian use; that painting the bridge would cost approximately \$90,000. and a yearly maintenance cost would approximate \$1,000.; that if we elect to buy the bridge, we would have to work out an agreement with the Gas Company as to tenancy and we could charge an annual fee that equals the annual maintenance cost; that we have to remove an abutment of the bridge to allow for construction of the weave lane for safe and proper operation of the off ramp; that it would cost \$350,000. to take the bridge down, but the B & M Railroad has agreed to sell it to us for \$1.00.

Ald. Thibault stated that contingent upon the Gas Company paying a yearly fee that would cover the maintenance costs of the bridge, he would go along with this, and further stated that the roadblocks stopping access to the turnpike on Second Street are causing a traffic hazard as the people are going up to the intersection of Second Street and Queen City Avenue and making a u-turn to come back to the turnpike on ramp. Mr. MacLeod advised that they felt that this method of preventing people from access to the northbound on ramp was less hazardous than

putting a roadblock across the northbound on ramp causing a pile up of cars when people found they could only proceed southbound. In response to Ald. Pepino's question, Mr. MacLeod advised that if we do not buy the bridge, we cannot build the weave lane and turnpike traffic would be reduced to 40 miles per hour. There being no further discussion, on the motion it was so voted.

Voted

Communication was presented from Wiggin & Nourie representing Executive Realty, Inc. along with a petition for rezoning in the area of Second Street and Woodbury Street. On motion of Ald. Rinker duly seconded by Ald. Pepino it was voted to refer the communication and petition to the Committee on Bills on Second Reading. Ald. Cashin inquired if the traffic figures that we have been waiting for from the state available. Mayor Beaulieu advised they were, Mr. Lomasney advising that the state would be writing a letter within the next couple of days. On the motion it was so voted.

Com.fr.Wiggin & Nourie

Ald. Pariseau inquired if the vendors at the fireworks display were required to have licenses. The Clerk advised they should have a State Hawkers and Peddlers license, and a food service license from the Health Department if that applies, however there is no provision for Sunday Licensing at present; that the City Clerk and City Solicitor's Office are working on an Amendment to the Sunday Ordinance to go before the voters at the next election.

Ref.Cm.Bo2R

Ald.Pariseau

Mr. Lemire advised that the concession trucks had to have licenses, and all vendors were required to make a \$50.00 deposit returnable the following day with the stipulation that the vendors each supplied two people to help clean up the park minimizing the need for Parks & Recreation personnel overtime.

Mr.Lemire

Mayor Beaulieu requested permission from the Board to have a letter sent to the three State Senators who worked on House Bill 84 and 83, Senator Podles, Stevens and Champagne, thanking them for working hard on legislation. On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted to send a letter of appreciation to the 3 State Senators.

Mayor Beaulieu

Voted

Ald. Pariseau advised that the fire at the Wastewater Treatment Plant has created an odor problem for the abutters and inquired if the Highway Department could do something to eliminate that odor. Mr. MacLeod advised they have been trying to control the odors using chemicals; that the problem is the heat we have been having; that they hope to be operating within two weeks.

Ald. Pariseau

Mayor Beaulieu appointed Roger Gagnon to the Building Board of Appeals.

Appointment  
Roger Gagnon  
BldgBrdAppeals  
Appointment  
Wilfred Aubin  
P&R Comm.

Mayor Beaulieu appointed Wilfred Aubin to the Parks and Recreation Commission. Ald. Pariseau raised question as to Mr. Aubin being a democrat, that there is supposed to be an even balance of parties. Mayor Beaulieu advising that Mr. Aubin was not being replaced, but is a holdover from the Administration and the Charter provides for that. Mr. Bourque advised he would look into this matter and advise the Mayor and Aldermen by letter.

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to adjourn.

Adjourn

A true record. Attest.

*John J. Proulx*  
City Clerk

## SPECIAL BOARD OF MAYOR AND ALDERMEN

July 26, 1983

Mayor Beaulieu called the special meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelin, Crotty, Pariseau, Cashin, Thibault, Provencher.

## Purpose

Mayor Beaulieu advised that the purpose of the special meeting was to receive a report of the Special Downtown Redevelopment Committee.

Rep. Sp. Dwn-  
town Redevel  
Comm.

A report of the Special Committee on Downtown Redevelopment was presented wherein it respectfully recommends, after due and careful consideration and upon the conduct of a public hearing, that the 1983 Community Improvement Program be amended to reflect the proposed expansion of the Wall Street Development Project to include the following development objectives:

3 Wall Street: expansion of office building from proposed 64,000 sf to proposed 88,000 sf at an estimated development cost of up to \$8,800,000;

4 Wall Street expansion of office building from proposed 80,000 sf to proposed 100,000 sf at an estimated development cost of up to \$10,000,000;

Wall Street Towers Apartments and Garage: proposed private construction of a 6 to 8 story parking garage for between 600 to 800 cars at an estimated development cost of up to \$12,000,000, together with 12-story residential tower and restaurant containing 144 units at an estimated development cost of up to \$14,500,000.

City of Manchester: construction of off-site improvements, possible parking improvements and lease commitments at an estimated cost of not more than \$3,200,000. together with sale of land at Canal Street.

The Committee recommends that the City Coordinator and Office of the Mayor be authorized to conduct such negotiations and make such submissions as may be required and appropriate to secure the award of an Urban Development Action Grant from the U.S. Department of Housing and Urban Development for the Project, the proceeds of which may be made available either directly or through GMIC as loan for private construction of a portion of the parking required.

The Committee further recommends that the attached Resolution amending the 1983 CIP be adopted, provided, however, that prior to final approval of the Project, the terms and conditions of public financing, improvements, leases and/or subleases of parking facilities and other pertinent aspects of the Project be presented for full consideration of the Board and its appropriate Committees. Ald. Thibault moved, duly seconded by Ald. Rinker that the report of the committee be accepted and its recommendations adopted. Brief discussion took place with Mr. Hoben advising that if the UDAG grant is not approved the project will not proceed; that we would have to start all over again and reapply for another grant; that No. 2 Wall Street, presently under construction, will be completed irrespective of the grant; that this project will not hinder neighborhood money; that there will be no additional money other than what the Board has already approved; that this will come back to the Board after

## Motion

the grant is approved; that there are a great many things to be resolved. Ald. Pepino presented a typewritten list of questions to Mr. Hoben, requesting answers by the next meeting. Mr. Hoben advised that he would be unable to answer the questions within a week; that it may take 3 to 6 months to develop; that he would do his best to keep the Board and the Committee informed. Following further brief discussion on the motion it was so voted. Under the rules the Resolution

Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant Funds for the purposes of Wall Street Development Project

was referred to the Committee on Finance.

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Mayor Beaulieu called the meeting back to order.

A report of the Committee on Finance was presented wherein it respectfully recommended, after due and careful consideration that Resolution

Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant Funds for the purposes of Wall Street Development Project

ought to pass. On motion of Ald. Batalis duly seconded by Ald. Crotty it was voted that the report of the committee be accepted and its recommendations adopted.

Resolution:

Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant Funds for the purposes of Wall Street Development Project

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to read by title only.

On motion of Ald. Carignan duly seconded by Ald. Batalis it was voted to suspend the rules and place the Resolution on its second reading by title only.

Following its second reading by title only, on motion of Ald. Gelinas duly seconded by Ald.

Provencher it was voted that the Resolution pass to be enrolled under suspension of the rules.

Mayor Beaulieu advised that this being a special meeting no further business could come before the Board except with the unanimous consent of all members present.

There being no further business, on motion of Ald. Gimás duly seconded by Ald. Pariseau it was voted to adjourn.

A true record. Attest.

  
City Clerk

BOARD OF MAYOR AND ALDERMEN

August 2, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Rinker.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimás, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

On motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted to accept minutes of meetings of May 17; June 7 and 28; July 5 and 26.

Report  
Adopted  
Voted

Resolution  
ref.Cm.Finance

Recess

Order

Rep.Cm.Finance

Adopted

Resolution

Title Only

Susp.rules  
2nd reading

Enrolled

Roll Call

Minutes  
Accepted

Polelocation

Pole location, manhole location, buried conduit and transfer of pole location New England Telephone and Public Service Co. petition #920791, #920701, #920600, #226649, #11-583 were presented as received. On motion of Ald. Batalis duly seconded by Ald. Carignan it was

Granted

voted to grant the prayers of the petitioners under the supervision of Department of Highways.

SidewalkImp  
Petitions

Sidewalk Improvement Petitions were presented for:

John P. & Ruth C. Byrne	120 Ashland St.
Mammoth Mills Inc.	Tarrytown Rd.
Lion & Grace Trahan	564 Chestnut St.
Jeffrey & Suzanne Goff	339 Walnut St.
Jennie Zromek	1378 Wellington Rd.
Davison Const. Co. Inc.	55 Hollis St.
Mark MacKenzie	465 Beacon St.

Granted

On motion of Ald. Pariseau duly seconded by Ald. Osborne it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Cm.fr.Ex.Cn.  
Georgopoulos  
R&F

Communications were presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communications were received and filed.

Polling Hours  
Set

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to set the polling hours for the Primary Election to be held on Tuesday, September 20, 1983, for six a.m. to six p.m.

Cm.fr.Raymond  
J. Moran

Communication was presented from Raymond J. Moran, a member of the Planning Board, submitting his resignation effective immediately. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that the resignation be accepted with regret. Mayor Beaulieu requested the Clerk to submit a letter from the Board of Mayor and Aldermen thanking Mr. Moran for his service to the community.

Cm.fr.Thomas  
J. Tessier

Communication was presented from Thomas J. Tessier relative to the Amoskeag Ledge and requesting to address the Board. On motion of Ald. Gimás duly seconded by Ald. Gelinas it was voted to refer the communication to the Committee on Finance.

Ref.Cm.Finance

Cm.fr.Atty.  
Kelley

Communication was presented from Attorney William Kelley representing property owners in the Pine, Webster, Chestnut, Sagamore St. area presently zoned R-2 and requesting a zoning change to an R-2-PO Zoning District. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Requests to  
purchase  
property

Requests to purchase property were presented from:

- a. Warren F. Lee, 18 Come Street
- b. Edward P. Vincent, Lot #13 St. James Avenue
- c. Eloi Pelletier, corner of Johnson and Porter St.

Ref.Cm.Bo2R

Cm.fr.J.T.  
Mango

Under the rules the communications were referred to the Committee on Bills on Second Reading. Communication was presented from J.T. Mango relative to disposition of the Amoskeag School. Ald. Pariseau stated he did not understand the gentlemen's problem. The Clerk advised that in both the Youngsville School situation and in the disposition of the most recent surplus properties, the Committee considered the price offer, the net proceeds to be realized, the potential tax revenues, stipulations that were contained in the offer and the ability of the purchaser to perform in evaluating offers received; that it was on that basis that Mr. Mango's offer on the Youngsville School was not accepted; that the offer that was accepted was roughly \$1,000. less that Mr. Mango's offer, but it was felt that the best potential for the City to accept the alternate; that the same criteria was used in the Amoskeag School, Mr. Mango's offer was at the asking price of \$85,000. however there was a 10% brokers fee involved so that the net to the City

would be less than the offer that was accepted and is recommended to this Board tonight. There being no further discussion, on motion of Ald. Cashin duly seconded by Ald. Crotty it was voted that the communication be received and filed.

R&amp;F

Communication was presented from School Committeeman Eugene Boisvert, Chairman of Athletic Committee, relative to the School Department being charged rental and lighting fees for use of city-owned facilities and requesting that the Board consider eliminating these fees. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the communication be referred to the 1984 Budget process.

Cm.fr.Eugene  
Boisvert

Communication was presented from the City Clerk advising that nominations will be in order for Police Commissioner, Roger Boisvert's term expiring September 1983. Ald. Pariseau advised the letter states this nomination can be brought in tonight, and he nominated Roger Boisvert for Police Commissioner to succeed himself. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to close nominations.

Ref.1984 Bdgt

Cm.fr.City  
ClerkRoger Boisvert  
nominated  
Police Comm.Close nomi-  
nations  
Cm.fr.CIP

Communication was presented from Community Improvement Program advising that federal funds will be available for CIP Project 7.30230 "Improve Runway 17 Safety Area"; that this project was not originally scheduled for this year, but was endorsed for 1984, thus the MAA requests that the CIP be amended to allow this project to take place in 1983 and for this purpose a Resolution is attached:

Resolution

"Amending the 1983 CIP and authorizing and appropriating Federal Aviation Administration Funds in the amount of \$139,500. and authorizing and appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$15,500."

Under the rules, the Resolution was referred to the Committee on Finance.

Ref.Cm.Finance

Communication was presented from Housing Code advising that a water leaking problem had been repaired at 48 Hanover Street. Being informational, the communication was received and filed.

Cm.fr.Housing  
Code  
R&F

Communication was presented from Department of Finance advising that presently stored in the Finance Department vault is the original steel dies used to strike the commemorative Bi-Centennial medallion, further advising it might be appropriate to include these in the glass enclosed Historical exhibit at the main entrance to City Hall; that if the Board does not feel this is appropriate approval is requested to donate them to the City Library N.H. Room or the Historical Society. Ald. Pariseau moved that the steel dies be exhibited in the glass enclosed Historical exhibit at the main entrance to City Hall. The motion was duly seconded by Ald. Pepino. Following brief discussion, on motion of Ald. Provencher duly seconded by Ald. Rinker it was voted to amend the motion to read that the 2 or 3 pictures of former Mayors and Aldermen being displayed at the Library be brought to City Hall to be displayed. On the main motion as amended it was so voted.

Cm.fr.Finance

Voted

Communication was presented from Robert McCann, Executive Director at Manchester Housing Authority advising that at a meeting of the Board of Commissioners of the Housing Authority to be held on August 2, 1983 the Commission will consider a staff recommendation for approval of a predevelopment stage of a major downtown redevelopment project; that with the expectation that the Commission will act favorably on the matter and in view of expediting the review process it is requested that the proposal be referred to the Special Aldermanic Committee on Downtown Redevelopment.

Cm.fr.Robert  
McCann

The communication was referred to the Special Committee on Downtown Redevelopment.

Ref.Sp.Cm.on  
Downtown  
Redevelopment

Cm.fr.Planning  
Board

Communication was presented from City Planning Board relative to an earlier charge to the Special Building Committee pertaining to the need for improvements to telephone, energy management, fire safety and security systems in various departments and buildings, advising that an opportunity for early action currently appears possible and warranted with the exception that certain departments: Police, Fire, Highway, Waterworks, Library will require more evaluation than has been possible to date; that introduction of changes in telephone numbers can be most convenient if they can be coordinated with the date of new telephone directories which would require authorization and commitment to this direction by no later than August 15, 1983 and requesting authorization for the Special Building Committee to work directly with the Committee on Lands and Buildings on this matter and following their review and approval for the Mayor to execute such agreements as may be necessary to provide a commitment to this direction. Ald. Carignan moved to grant authorization as requested. The motion was duly seconded by Ald. Osborne. Ald. Pepino advised the letter contained no costs and no explanation and inquired why we were piecemealing it. Mr. Hoben advised that when the recommendation came from our staff there were several groups working in different directions and we felt consolidation would be a better route, thus the formation of the Special Building Committee. Mr. Grogan commented that the Special Building Committee structure was very large and was broken into smaller groups, one of which was the technical system headed by Richard Houle who attended conferences and felt there would be an immediate savings on telephone systems; that the problem was a timing one because of the BMA meeting schedule; that this letter is merely suggesting to work in a timely way; that the proposal is for a four year obligation contracting with New-England T & T and will be confirmed in writing tomorrow at a savings of 14% in phone bills; that we would like to work with the Lands and Buildings Committee or Finance or both and the full Board. Ald. Pepino inquired about the energy savings of \$300,000. that we could get, Mr. Grogan commenting we could defer commitment to this system, but savings can be realized immediately. Following further brief discussion, Mayor Beaulieu commented that no decision has to be made now; that this is merely to work with a Committee and bring back to the full Board. Mr. Grogan advised that there would be a presentation to the Special Building Committee on Friday, August 5th at 10 a.m. in the Chambers and another presentation to Department Heads on August 12, and suggested that the Aldermen attend one or both where all questions can be addressed. Mayor Beaulieu requested that the City Clerk send notices to this effect to all Aldermen. There being no further discussion, on the motion it was so voted.

Voted

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing a B-2 (General Business) Zoning District in the vicinity of Second Street, Woodbury Street (relocated), Dartmouth Street and Schiller Street"

be ordered to a public hearing to be held on August 22, 1983 at the Parker-Varney School at 7:30 P.M. Ald. Pepino advised he had received a call from the Developer this evening advising him that they had more information to get together and requested that the public hearing be postponed until the last week in September. On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted to refer the Report back to the Committee on Bills on Second Reading to make sure the Developers would have their information ready by the end of September, and

bring another Report back to the Board in September.

Ref.Cm.Bo2R

A Report of the Committee on Bills on Second Reading, to which was referred the request of Radio Cabs, Inc. to deregulate taxicab fares which, if adopted, would permit taxicab companies to establish rates for services, was presented wherein they respectfully recommend, after due and careful consideration, that a proposed Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Chapter 14 Article IX Vehicles for Hire of the Code of Ordinances by rescinding Section 14-228 Rates for Fares Established"

be ordered to a public hearing to be held on Monday, August 29, 1983, at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

Public Hearing 8/29/83

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-4 (Multi-Family Residential) Zoning District in the vicinity of Front Street and Country Club Drive"

be ordered to a public hearing to be held on August 29, 1983 at 7:30 P.M. in the Aldermanic Chambers. On motion of Ald. Thibault duly seconded by Ald. Gelinas it was voted that the Report of the Committee be accepted and its recommendation adopted.

Public Hearing 8/29/83

AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that the amount of Six Hundred Ninety Dollars and Thirty-three Cents (\$690.33) be transferred from contingency to Personnel Department 02-442 Motor Vehicle Repair Account and for this purpose a Resolution is submitted with the recommendation that it ought to pass. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.Finance

AccRecAdopted

A Report of the Committee on Lands and Buildings, to whom surplus city properties were referred for disposition, was presented wherein they respectfully advise, that in carrying out the Board's directive to return such properties to the tax rolls, the marketing procedure established for disposition of the former Youngsville School as approved by the Board at its meeting October 21, 1981 has been utilized; that the Amoskeag, Maynard and Straw School sites and the Lake Avenue Fire Station were placed on the open market on June 24, 1983 and it respectfully recommends, after due and careful consideration,

Rep.Cm.L&B

1. That the disposition procedure be approved.
2. That the former Amoskeag School property, marketed with an offering price of \$85,000.00 be sold to Donald Lavallee, or his nominee, of 270 North Bay St., Manchester, at a sales price of \$85,000.00 of which \$1,000.00 has been tendered as a deposit with the balance to be paid upon closing at the earliest possible date.
3. That the Mayor be authorized to execute, for and on behalf of the City of Manchester, any and all documents necessary to consummate the sale of the former Amoskeag School property, subject to the review and approval of the City Solicitor's Office.

On motion of Ald. Carignan duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Communication was presented from Bradford E. Cook, Sheehan, Phinney, Bass & Green, advising of an offer by his client, David Murray, to purchase the Straw School property for \$185,000. without condition, the offer being attached along with a deposit in the amount of \$18,500. Mayor Beaulieu

Cm.fr.Bradford E. Cook

requested that this be referred back to Lands and Building Committee. Ald. Cashin advised that the Lands and Building Committee had set up an ad hoc Committee made up of the City Solicitors Office, Assessors Office, City Clerk, Planning Board and the Maintenance Department for the purpose of disposing of the surplus properties; that two weeks ago in a Lands and Buildings Committee meeting we had an offer from Northeast Associates for \$150,000. and upon the Committee's recommendation, the Lands and Buildings Committee is recommending to this Board that the Straw School be sold for \$150,000. to Northeast Associates; that as Chairman of the Lands and Buildings Committee, he could not even consider a letter that was dated today, and should the Board send it back to the Committee, he would not know what to do with it. Mayor Beaulieu advised he had spoken to the City Solicitors Office who advised that this information could be distributed here tonight; that if the Board wishes to have the subject matter reviewed by the City Solicitor's Office to make sure there are no complications it may do so; that if there is not any legal problems, I think the City would be wise to accept the larger offer. The City Clerk advised that the next item on the agenda was a Report of the Lands and Building Committee recommending the disposition of the Straw School based on an offer that was received on July 8 which was considered a very viable offer by those involved in evaluating the offers, and gave a brief description of the disposition process. Ald. Cashin advised it was his understanding that Mr. Murray knew about the sale of the Straw School long before we accepted this bid for \$150,000. Very lengthy discussion followed as to the legality of this situation, Mr. Clark advising that no legal commitment has been made until the Board acts on the Committee Report. Ald. Rinker stated that as there was no time frame on this sale, he had no problem with accepting this offer; that if we have no legal obligation to Northeast Associates, he could not see turning down a higher offer. Ald. Pariseau moved to refer the communication to the City Solicitor's Office to see if we are in a binding contract with Northeast Associates. The motion was duly seconded by Ald. Provencher. Ald. Pepino suggested putting a date on it, so that when the Committee comes in with a recommendation, nobody can stop it. Ald. Rinker inquired if we could send this back to Lands and Building Committee to out for bid again, put a time limit on it so this won't happen again, and let them come back with another recommendation to the Board after that date. Ald. Cashin stated the Board could send this back to Lands and Building Committee if they desired, but he would not personally send this building back out for advertising or bids; that we may not have a legal obligation to Northeast Associates, but we certainly have a moral one. Ald. Gelinis moved to the question. The motion was duly seconded by Ald. Thibault and it was so voted. Ald. Pariseau retracted his original motion. Ald. Provencher retracted his original second to the motion. Ald. Batalis moved that the Board back up the Report of the Committee. On motion of Ald. Provencher duly seconded by Ald. Cashin it was voted that the communication be received and filed and the check be returned to David Murray. Ald. Rinker being recorded as opposed.

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, that the former Straw School property be sold to Northeast Associates Limited of New Hampshire at a sales price of \$150,000.00 of which \$1,000.00 has been tendered as a deposit and the balance paid at closing subject to title insurance being obtained at the expense of the buyer and a purchase and sales agreement being prepared at the expense of the buyer, the intended use being residential conversion into condominium units and, further, that

Moved to the  
question

Voted

Com.R&F, Check  
returned

Rep.Cm.L&B

the Mayor be authorized to execute, for and on behalf of the City of Manchester, any and all documents necessary to consummate this sale, subject to review and approval of the City Solicitor's office. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation be adopted. Ald. Rinker being recorded as opposed.

AccRecAdopted

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, that lot 220 Mason Street be sold to Mr. and Mrs. Gilles Francouer of 246 Laval Street, the abutting owners, at a purchase price of \$500.00 and, further, that the Mayor be authorized to execute, for and on behalf of the City of Manchester, any and all documents necessary to consummate this sale subject to the review and approval of the City Solicitor's office. On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.L&amp;B

AccRecAdopted

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester:

Rep.Cm.Traffic

STOP SIGNS AUTHORIZED

Auburn & Wilson Sts., NE and SW corners on Auburn  
West & Douglas Sts., NW and SE corners on West  
Seames Dr. & So. Taylor St., NE and SW corners on Seames  
So. Elm & Mitchell Sts., NW corner on So. Elm St.  
Coral Ave. & River Rd., NW and SE corners on Coral

PARKING PROHIBITED IN CERTAIN PLACES  
Sec. 24 of the Traffic Ordinances

(f) It shall be unlawful for any driver to stop, stand or park any vehicle in restricted areas designated "No Parking - Tow Zone" violations to be subject to impoundment in accordance with Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances:

Stark St., No. side, from Hampshire Lane to a point 18 ft. westerly

THROUGH TRUCKING PROHIBITED (9:00 PM to 6:00 AM)  
( Sec. 52A of the Traffic Ordinance)

Dartmouth St., from Woodbury to W. Hancock St.  
Frederick St., from Second to Wheelock St.  
Milford St., from Main to Donald St.

PARKING TIME LIMITED IN DESIGNATED PLACES

(b) The driver of a vehicle shall not park such vehicle for longer than two hours at any time, between the hours of eight a.m. and six p.m. of any day, and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Elm St., west side from a point 145 ft. so. of Mechanic St. to Stark St.

(e) The driver of a vehicle shall not park such vehicle for longer than fifteen minutes (15) at any time, between the hours of eight a.m. to eleven p.m. except Sundays and public holidays in the following described district:

Hanover St., south side, from Hall St. to a point 80 ft. westerly

NO PARKING RESCINDED

Union St., east side, Brook to Blodget St.

PARKING PROHIBITED ON CERTAIN STREETS  
(Sec. 26 of the Traffic Ordinances)

Union St. east side, from Brook to a point 75 ft. northerly  
 Union St., east side, from Blodget St. to a point 75 ft. southerly  
 Nashua St., east side, from East High to a point 125 ft. northerly  
 Prescott St., so. side, from Maple St. to a point 150 ft. easterly  
 Hemond St., west side northerly from Harrington to dead end  
 Beech St., west side, from Hanover to Londonderry Lane  
 Elm St., east side, from Merrimack to a point 50 ft. northerly  
 Elm St., east side, from Manchester to a point 40 ft. northerly  
 Elm St., east side, from a point 125 ft. north of Hanover St.  
 to a point 55 ft. northerly  
 Elm St., east side, from Amherst to a point 50 ft. northerly  
 Elm St., east side, from a point 135 ft. north of Amherst St.  
 to a point 40 ft. northerly  
 Elm St., east side, from a point 140 ft. north of Concord St.  
 to a point 35 fr. northerly  
 Elm St., east side, Lowell St. to a point 50 ft. northerly  
 Elm St., west side, from a point 175 ft. south of Bridge St.  
 to a point 135 ft. southerly  
 Elm St., west side, from a point 100 ft. south of Baldwin St.  
 to a point 40 ft. southerly  
 Elm St., west side, from a point 120 ft. south of Spring St.  
 to a point 95 ft. southerly  
 Elm St., west side, from a point 70 ft. south of Mechanic St.  
 to a point 75 ft. southerly  
 Elm St., west side, from a point 150 ft. south of Stark to Market St.  
 Elm St., west side, from a point 130 ft. south of Market St. to  
 a point 75 ft. southerly  
 Elm St., west side, from W. Merrimack St. to a point 45 ft. northerly

BUS STOP AUTHORIZED  
( Sec. 21 of the Traffic Ordinances)

Elm St. east side, from a point 40 ft. north of Manchester to Hanover St.  
 Elm St., east side, from a point 175 ft. north of Amherst St. to Concord St.  
 Elm St., east side, from a point 50 ft. north of Lowell St. to Washington St.  
 Elm St., west side, from a point 310 ft. south of Bridge St. to a point  
 100 ft. southerly  
 Elm St., west side, from Stark St. to a point 150 ft. southerly

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. Ald. Cashin moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Crotty. Ald. Gelinas suggested that prohibited parking on Prescott Street either be sent back to Committee or extended, the Clerk advising that the ruling has been that we cannot amend on the floor, but we can make certain that it gets on for the next agenda. On the motion it was so voted.

AccRecAdopted  
Rep.Cm.Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that all municipal parking facilities, including parking lots, garages and on-street meters be free of charge and not subject to parking restrictions on Friday, September 9 at 5:00 P.M., Saturday and Sunday, September 10 and 11, to accommodate the large number of people anticipated at Riverfest '83. On motion of Ald. Rinker duly seconded by Ald.

AccRecAdopted  
Rep.Cm.Traffic

Pariseau it was voted that the Report of the Committee be accepted and its recommendations adopted. A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the Riverfest Program request for permission to hold its Street Fair on Friday, September 9, beginning at 5:00 PM along Elm Street from just south of Bridge Street to the north side of Merrimack Street be granted and approved provided:

1. The two middle lanes of Elm St. are to be used for emergency access only with buses rerouted to Canal/Bridge/Chestnut/Merrimack Streets.
2. The outside lanes of Elm St. are to be used for extension of exhibits including arts and crafts, food vendors and strolling musicians.

On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Ordinance:

Ordinance

"Amending Section 18-26 of the Ordinance of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only.

Bytitleonly

Under the rules, the Ordinance was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Mayor Beaulieu called a recess to permit the Committee on Enrollment, Licenses and Finance to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that an Ordinance

Rep.Cm.  
Enrollment  
Ordinance

Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester

is properly enrolled. On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

Properly  
enrolled  
AccRecAdopted

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that an Ordinance

Rep.Cm.  
Enrollment  
Ordinance

"Amending Chapter 14, Division 4 Mechanical Amusement Devices, of the Code of Ordinances"

is properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

Properly  
enrolled  
AccRecAdopted

A Report of the Committee on Licenses was presented wherein they respectfully recommend, after due and careful consideration that Tag Day Requests

Rep.Cm.License

Military Order of the Purple Heart

Saturday

August 6th

West High Music Supporters

Saturday

October 22nd

be granted and approved under the rules and regulations set forth previously by the Board of Mayor and Aldermen. On motion of Ald. Pariseau duly seconded by Ald. Gelinis it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a Resolution

Rep.Cm.Finance  
Resolution

"Amending the 1983 CIP and authorizing and appropriating Federal Aviation Administration Funds in the amount of \$139,500. and authorizing and appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$15,500."

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

Oughttopass  
AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

Rep.Cm.Finance  
Resolution

"Authorizing the Finance Officer to effect a transfer from Contingency to Personnel Department"

ought to pass. On motion of Ald. Provencher duly seconded by Ald. Rinker it was voted that the Report of the Committee be accepted and its recommendation adopted.

Oughttopass  
AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that the Volunteer Action Center program be adopted with funding through the Community Improvement Program. On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.Finance

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that the Finance Officer be authorized to transfer the sum of Thirty-Five Thousand Dollars (\$35,000.) from EPD Contingency to Environmental Protection Division to cover any expenses necessary in connection with fire damage clean-up and for this purpose a Resolution is submitted with the recommendation that it ought to pass. On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Resolutions

Resolutions:

"Authorizing the Finance Officer to effect a transfer from EPD Contingency"

"Authorizing the Finance Officer to effect a transfer from Contingency to Personnel Department"

"Amending the 1983 CIP and authorizing and appropriating Federal Aviation Administration Funds in the amount of \$139,500. and authorizing and appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$15,500."

Bytitleonly

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only.

SuspendRules  
2nd&final read-  
ing Bytitleonly

On motion of Ald. Crotty duly seconded by Ald. Pariseau it was voted to suspend the rules and place these Resolutions on their second and final reading by title only.

Passed to be  
Enrolled

These Resolutions having had their second and final reading by title only, on motion of Ald. Rinker duly seconded by Ald. Thibault it was voted on passing same to be enrolled under suspension of the rules.

Ordinances

Ordinances:

"Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester"

"Amending Chapter 14, Division 4 Mechanical Amusement Devices, of the Code of Ordinances"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to read by title only.

These Ordinances having had their third and final reading by title only, on motion of Ald. Rinker duly seconded by Ald. Carignan it was voted on passing same to be ordained.

Ordained

Confirmation  
Roger Gagnon  
Bldg Brd of  
Appeals

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to confirm the Mayor's appointment of Roger Gagnon to the Building Board of Appeals for a term of 5 years, expiring in 1988, to replace George Stergiou.

Confirmation  
Wilfrid Aubin  
P&R Comm.

On motion of Ald. Pepino duly seconded by Ald. Carignan it was voted to confirm the Mayor's appointment of Wilfrid Aubin to the Parks and Recreation Commission to succeed himself for a term of three years, expiring 1986.

Nominated  
Richard Cunn-  
ingham to  
Planning Brd  
Robert Duval  
Brd ofHealth  
Cm.fr.Alan H.  
Yeaton

Mayor Beaulieu nominated Richard Cunningham to the Planning Board, to fill the unexpired term of Raymond Moran, term expiring May 1985.

Mayor Beaulieu nominated Dr. Robert Duval to the Board of Health for a term of 3 years.

Communication was presented from Alan H. Yeaton, Architect, on behalf of Mr. Arnold J. Cohen, owner of the property at 251 Bedford Street, requesting permission to re-locate existing concrete entrance platform, steps and canopy on existing Middle Street to a new location on the same street.

The Clerk advised it was her understanding that this whole procedure has been explored with the Planning Department; that she assumed that it meets with MHA approval or the Planning Department wouldn't have pursued it and recommended this approach to the people seeking this approval. On

Granted

motion of Ald. Gimás duly seconded by Ald. Gelinás it was voted to grant permission as requested.

Ald. Pepino submitted a Resolution that the Board of Mayor and Aldermen of the City of Manchester are not opposed to the removal of the Soup Kitchen from its present location, but are opposed to the proposed site, a residential neighborhood, the former Mount Saint Mary Day School, along with a petition signed by 291 people from Wards 3, 4 and 5, and requested that the Resolution be forwarded to the Zoning Board of Adjustment before it considers such a variance. On motion of Ald. Pepino duly seconded by Ald. Carignan it was voted to approve the Resolution and refer it to the Zoning Board of Adjustment. Ald. Cashin being recorded as opposed.

Ald. Pepino Resolution

On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted that the City Clerk, Tax Collector, Data Processing, Finance, CIP and any others that may be deemed necessary, should get together and come up with a new mechanism for paying taxes and come back to the Board with their recommendation within 30 days.

Ref. Zoning Brd of Adjustment

New mechanism for paying taxes

Voted

On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted that Bills on Second Reading, John Grogan, Building Department, and the Clerk or Chairman of the Zoning Board of Adjustment meet to discuss mutual interests.

Meet to discuss mutual interest

Voted

Mayor Beaulieu called an Executive Session with Mr. Jenkins for the purpose of discussing contract negotiations. Following the Executive Session, no action having been taken, Mayor Beaulieu called the meeting back to order.

Executive Sess.

Order

\*\*\*

There being no further business, on motion of Ald. Gimas duly seconded by Ald. Batalis it was voted to adjourn.

Adjourn

A true record. Attest.

*Joseph G. Hildebrand*  
City Clerk

\*\*\*

Immediately prior to adjournment, Ald. Gimas commented we should be able to find \$100.00 somewhere to give to the Babe Ruth team to help defray expenses for them to participate in the tournament and so moved. The motion was duly seconded by Ald. Thibault and it was so voted.

## SPECIAL BOARD OF MAYOR AND ALDERMEN

August 10, 1983

Mayor Beaulieu called the meeting to order immediately following the meeting of the Special Committee on Downtown Redevelopment.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Thibault.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault, Provencher.

Mayor  
Purpose

Mayor Beaulieu advised that the purpose of the special meeting was to receive and consider two communications from John H. Hoben, City Coordinator; that the previous meeting had run very late and the Sanders representatives had been waiting for the presentation; that with the indulgence of the Board item No. 6 on the agenda would be taken before item No. 5 and called on Mr. Hoben for the presentation.

Com. fr. Hoben  
re Sanders

Communication was presented from John Hoben advising that at a meeting on May 17, 1983 the Board adopted a report of the Special CIP Committee relative to the lease and/or sale of land owned by the City at the Manchester Airport for the development of a major new facility for a major high-technology manufacturing firm, Sanders Associates, Inc.; that they have indicated to us that they wish to proceed with a 100,000 SF facility on a portion of the site to be used for Microwave product engineering, manufacturing and administrative functions and also as the group headquarters for their microwave operations; that this is in addition to, not a replacement of, the facility they currently have at the airport. Mr. Hoben commented that the purpose of the meeting tonight is to try to explain as simply as we can what we believe is the appropriate arrangement for the city to perfect an agreement with Coldstream Associates to develop the site for Sanders; referring to a Wall map Mr. Hoben explained where the airport properties laid, where Sanders present facility is, Pine Island Pond, Cohas Brook, Perimeter Rd.; that part of the site is hilly and another part swampy, a portion is the old airforce landfill site; that Coldstream has done a very extensive amount of engineering; that the site is about 49 acres; they are showing a maximum development of about 350,000 SF as being able to be supported on this site; that the city's interest was to insure that there was a substantial development that takes place on the site and we wanted this area to be a flexible type of commitment; that one of the ways to accomplish this is to treat this large single parcel as three and part of the process requires sub-division; what was done was to divide in to three parcels; parcel I of 32 acres could support the proposed building; parcel II A and II B, A able to support 150,000 SF building and B being landfill and could be surface parking; that what we want to do is to have an opportunity to clearly establish a long term interest, whether that be through a long term lease or ownership of a portion of the site and to establish at the same time a more flexible type of arrangement to give them the opportunity to use this site in the future if they wish to expand; that if they do not have any plans after this first building we would like to structure a relationship that would allow us to take it back, either buy or cancel the lease, and be able to afford some other firm a chance to develop on this site; that the difficult situation is that Sanders/Coldstream wish to proceed almost immediately with the construction of the first building.

Mr. Hoben went on to explain that he had met with the City Solicitor's Office and together they had come up with a Land Lease and Purchase Proposal and reviewed the proposed lease:

Lease

Lessee: Coldstream Associates, Inc., a N.H. Corporation of 169 South River Rd., Bedford.

Initial Term: Twelve months

Additional Term: In the event subdivision approval is not obtained within nine (9) months, lessee shall option for ninety (90) days to extend lease for 49 years, with 5 49 year options.

Lease Payments: Payments in the amount of \$38,865. (10% of fair market value) per year (\$25,037.50 per year for Parcel I; \$9,215.00 per year for Parcel II A; and \$4,612.50 per year for Parcel II B) payable monthly. After the initial term, payments shall be adjusted annually in accordance with CPI-U to a maximum of ten percent (10%) per annum.

Payment in lieu of taxes: Lessee or assignee shall also make annual payments to the city in an amount equivalent to the property taxes which would accrue to the land in the event of private ownership thereof.

Conditions: In addition to the "Special Conditions" set forth below, the following conditions apply to the lease:  
 (1) Lessee or assignee shall construct a 100,000 SF minimum facility on Parcel I to be owned and/or occupied by Sanders Associates, Inc. for its research and development, engineering, administrative, and/or manufacturing uses, construction to begin not later than April 1, 1984 and to be completed not later than January 1, 1986.  
 In the event construction does not proceed as set forth, the City may, upon ninety (90) days notice, cancel the lease and all lease payments made shall be forfeited; and  
 (2) Lessee or assignee shall construct an additional 100,000 SF facility to be owned and/or occupied by Sanders Associates, Inc. for the uses set forth in (1) hereinbefore to be situated on Parcel I and/or on Parcel II A construction to begin not later than September 1, 1986 and to be completed not later than July 1, 1988.  
 In the event such construction does not proceed as set forth above, upon subdivision approval and upon ninety (90) days notice, the City, at its option, may cancel the lease on Parcel II A and Parcel II B and fifty percent (50%) of the lease payments therefore shall be forfeited. In the event Sanders Associates, Inc. shall not require such additional facilities, lessee or assignee may, upon the approval of the City, provide for construction of an alternate facility of comparable size, investment, and economic benefit to the City under the terms of the lease.

Purchase and Lease/Purchase Agreement

Upon subdivision approval and the start of construction of the subject 100,000 SF facility for Sanders on Parcel I, the terms and conditions set forth above shall be amended as follows:

(1) Lessee or Sanders shall purchase Parcel I for the sum of \$250,375.00 less 100% of the lease payments made on Parcel I to the date of purchase.  
 (2) Upon the purchase of Parcel I, lessee or assignee shall lease Parcel II A and Parcel II B for the sum of \$4,607.50 per year and \$2,306.25 per year respectively, adjusted annually in accordance with CPI-U to a maximum of ten (10%) per year, payable monthly, plus payments in lieu of taxes for a term which commences with the date of purchase of Parcel I and which concludes on September 1, 1986. Upon the start of construction of a minimum of 100,000 SF of additional space on Parcel I and/or Parcel II A, lessee or Sanders shall purchase Parcel II A in the amount of \$92,150.00 less 75% of the total lease payments made for Parcel II A and may, at its option, purchase Parcel II B in the amount of \$46,125.00 less 75% of the total lease payments made thereon. In the event that the option to purchase Parcel II B is not exercised, lessee or assignee shall lease Parcel II B in accordance with the terms and conditions of "lease" above.

Special Conditions

1. City shall provide, at no cost to lessee or assignee, a roadway easement from Parcel I across Parcel II A and /or Parcel II B to Perimeter Road. Said easement shall be not more than 60 feet in width, the location of which shall be determined as part of the subdivision process.  
 2. City understands and agrees to allow lessee and/or assignee to deposit up to 21,000 cubic yards of organic material on Parcel II B provided, however, that said material is placed, graded and prepared in a manner prescribed by the City Planning Director.

3. City shall retain a recreational and conservation easement abutting Pine Island Pond and Cohas Brook, said easement varying in width from a minimum of twenty feet (20') to a maximum of seventy-five feet (75'), the precise location of which shall be established as part of the subdivision process.

4. City/MAA shall retain ownership of structures (barracks buildings), and shall be afforded opportunity to relocate said structures from site. City shall remove structure known as barracks building number 713 on or before February 1, 1984, and shall remove all other structures on or before June 15, 1984.

5. City shall be entitled to remove stockpiled sand and gravel and/or fill material from Parcel II B provided, however, that such material is removed on or before October 15, 1983.

6. City shall retain a sewer easement across Parcel II A as generally described in the City of Manchester Water Pollution Abatement Facilities Plan, the specific description of which shall be established as part of the subdivision process.

Mr. Hoben went on to explain that sometimes good things are more complicated than we would like and this is not a customary type of way for transferring interest in a piece of property to another party and we do have a long way to go from the standpoint of defining legal terms and conditions in specific form; that we have not had an opportunity to really sit down and discuss the specific legal form; that we did meet with the City Solicitor's office and we are suggesting that these basic terms and conditions and outlines be reduced to some legal form as quickly as possible.

Ald. Provencher inquired as to whether or not we are free of toxic waste at the dump site and Mr. Hoben commented that we are not aware of any toxic waste at the site; that there has been some testing done, they have gone down 16 ft. and have not detected anything that would be unusual for a land fill or anything that would indicate hazardous waste; that other testing is being proposed and if there is toxic waste, either way, we have a problem, we own the site and we have a responsibility for it; that there is no reason to believe that there is any.

Motion  
Voted

Following further discussion on motion of Ald. Thibault duly seconded by Ald. Pepino it was voted to endorse and approve the proposed development for Sanders Associates, Inc. at Manchester Airport and endorse and approve of the land lease and purchase proposed as outlined, authorize the City Coordinator and City Solicitor to develop such documents as are necessary to give proper legal form to the proposal and authorize the mayor to execute the same.

Cm. fr. Hoben

Communication was presented as received from John Hoben relative to the Wellington Road Development Project advising that for the last 12 months the city has worked with Digital toward redefining plans and arrangements for their development of a major facility; that while Digital does plan for the ultimate development of the site, factors beyond their control do not allow for the firm to proceed at this time; that the firm has been most cooperative in addressing the matter of public investment in the project and recognizes our interest in the site from the standpoint of economic development; that to reflect our mutual interest in a sensitive, flexible, and productive posture on the matter of our investment, Digital has agreed to an arrangement which calls for their payment to the City of all City costs incurred in the project, payment to be made to GMIC of that portion of the project costs financed from a HUD UDAG grant, portions of which shall be held for a period of not to exceed four (4) years, decreasing amounts of which would be refunded Digital in the event their project proceeds within specified time frames; that the

payment of the UDAG costs to GMIC would allow for generation and use of interest, a clear limitation on use of the UDAG funds for economic development activities, and incorporation of the refund feature, all which may serve to assure HUD that the proceeds are to be clearly and productively used for the purposes for which the UDAG grant was awarded, and requesting that the Board approve of this arrangement and upon authorization, payment of \$1,368,081.00 shall be made to an escrow agent, and disbursed upon HUD's formal approval, this authorization and approval would allow for contracts, and other legal documents to be centered in the form and manner as are approved by the City Solicitor. Mr. Hoben went on to advise that of the total amount that is paid into escrow about \$432,000. plus the interest that it earns during that time would come back to the City; that Mr. Acorace has been involved with this and some of those funds are basically from a bond issue; that it would have to be the way that those funds are treated by Mr. Acorace with bond counsel on this payment and so considering where the money goes is premature at this point. \$935,000. of the payment which represents the HUD funds, the UDAG portion of the project, if HUD approves, would go to GMIC where it will be held for up to 4 years, earning interest that they could use for the purpose that the Board describes because you will recall they are not allowed to spend a cent unless this Board approves it. Basically, what it also includes is the City's right of first refusal if Digital decides in the future that they do not want to build on it that before they sell it to anybody that the GMIC would have 30 days right of first refusal to buy that site; that we have additional matters that we have to resolve with Richard Roy who is a party to the agreement; that the agreement represents a fair resolution of the situation; that Digital has been responsible in approaching the matter and I think it is certainly of no damage to the City financially or otherwise; that what we would like is your authorization to represent this as the course of action that the City would wish to take as well as Digital before HUD to allow for payments of the funds into an escrow where they will stay until it is clear that the City and Digital and everyone else in this matter is resolved of any further dealings with the federal government on this project. Ald. Provencher moved, duly seconded by Ald. Rinker to grant authorization as recommended by Mr. Hoben.

Motion

In answer to a question by Ald. Carignan, Mr. Hoben advised that Digital will be paying taxes on the land since they own the land outright; that since we started the project the land has more value because it is served by a roadway and the taxes have increased.

Ald. Pepino questioned why the money is going to GMIC and Mr. Hoben responded there are several reasons, first, if the city receives the payment directly in cash it is more likely that we would have to pay it back to the Federal Government, if the UDAG funds never come, technically, into the city Treasury we will not have received them and they will be paid to an agency of the city, a separate legal entity; secondly, even if the funds were allowed to come into the city treasury we could not earn interest on them, we could not accrue interest on those proceeds, they would come into us in the form of federal community development funds which we can't generate interest on anyway, all it means is that we would have to spend these before we got any more money from the Federal Government; third, the GMIC can do things that the city cannot do, the Board has sufficient control over where the money is spent and a substantial input to the direction that group takes, but I think most importantly in representing what we wish to do with these proceeds

to the Federal Government we can clearly state from the purposes in the by-laws and the articles of incorporation in the GMIC that the only thing they can do is economic development projects, the Federal Government gave us the money for economic development in this case and they wish to see if we have a chance at keeping these funds in Manchester, they are going to want some straightforward restrictions, so after discussions with Digital and HUD this was the suggestion after they inquired of some of these issues.

Discussion took place relative to the rezoning and the 250 acres at this site and Mr. Hoben commented that the concern everyone had was if Digital was not able to proceed and opted not to retain it, what is it that assures the representations that were made during the original hearing by the Board to the public that we wanted a quality development, the only thing that we successfully brought in is the right of first refusal; that if we are dissatisfied with some future development or a plan that is presented by another owner on that particular site, we have the choice to buy it ourselves and Digital has agreed to it. Following further brief discussion on the motion it was so voted.

Voted

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to suspend the rules and introduce an additional communication.

Voted add'l.  
comm.

Cm.fr.Hoben

Communication was presented from John Hoben relative to an easement on the railroad bridge advising that the Manchester Gas Company and representatives from the Highway Department and Solicitor's office have completed agreements relative to the Manchester Gas Company's continued use of the bridge to support its gas mains which serve west Manchester; upon granting of an easement the utility's proposed to contribute up to \$100,000. to finance a portion of the reconstruction of the bridge and \$750. per year for independent engineering evaluations of the structures and in order to allow construction of the project to proceed, approval of the easement is request at this time, together with authorization for the Mayor to execute the "Agreement". Following brief discussion on motion of Ald. Crotty duly seconded by Ald. Carignan it was voted to approve the easement and authorize the Mayor to execute the agreement.

Voted

There being no further business to come before the Board, on motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to adjourn.

Adjourn

A true record. Attest.

  
City Clerk

State of New Hampshire  
Hillsborough, SS

August 12, 1983

Personally appeared before me, Wilfrid Aubin, a member of the Parks and Recreation Commission and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

August 24, 1983

Personally appeared before me, Roger Gagnon, a member of the Building Board of Appeals and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

BOARD OF MAYOR AND ALDERMEN

September 6, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Osborne.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Roll Call Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Pole location, manhole location, buried conduit and transfer of pole location Public Service Co. Polelocation petitions #11-593 and 11-600 were presented as received. On motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted that the prayers of the petitioner be granted under the supervision of Department of Highways. granted

Sidewalk Improvement Petitions were presented for:

- Diane Downs c/o Calef Condominiums 202-208 Calef Rd.
- Lucien Demers 458 Notre Dame Ave.
- John Blecatsis 34 Reservoir Ave.
- Else M. Koernig 43 Cartier St.
- Theodore Gatsas & Michael Gatsas 582 Chestnut St.
- Remi & Eva Chouinard 26 Reservoir Ave.
- Harry Dimos 215 Walnut St.
- Mary Kelley 44 Reservoir Ave.
- Adrien A. Fournier 649 Somerville St.
- Richard H. Sanborn 686 Hanover St.
- Georgia LaLos 85 Batchelder Ave.
- Robert Remillard 10 Prospect St.
- George Laurence 718 Grove St.
- Richard Grzywacz 610 Shasta St.
- Muriel Kasprzak 63 Buzzell St.

Sidewalk Imp  
Petitions

On motion of Ald. Osborne duly seconded by Ald. Batalis it was voted to grant the prayers of the petitioners under the direction of the Department of Highways. granted

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed. Cm.fr.Ex.Cn. Georgopoulos R&F

Copy of communication to Mayor Beaulieu from Senator Warren Rudman was presented acknowledging a letter concerning the Housing and Community Development Act and assuring that he is studying the legislation and will keep the Mayor's thoughts in mind as the issue is brought before the Senate. Being informational, the communication was received and filed. Cm.fr.Senator Warren Rudman R&F

Communications were presented from Messrs. Livingston and Brown of the Water Supply and Pollution Control Commission in Concord relative to Construction Grants Project Lists. Following lengthy discussion, on motion of Ald. Pariseau duly seconded by Ald. Cashin it was voted to send a letter to the Water Supply and Pollution Control Commission insisting that they address the northwest side of Manchester before taking care of Londonderry's needs. Cm.fr.Messr. Livingston & Brown voted

Communication was presented from Ald. Edward Osborne together with an amendment to Section 3.20 of the Charter. On motion of Ald. Gimas duly seconded by Ald. Pepino it was voted to accept the amendment as presented. Ald. Cashin being recorded as opposed, in that he had not had a chance to review the amendment. Mayor Beaulieu requested Ald. Osborne to give a brief explanation of the amendment, Ald. Osborne advised that some of the Commissions were increased to five members, Cm.fr.Ald. Osborne voted

but also had some of their powers given to the Department Heads; that this amendment would give the Commissions back the power of personnel recommendations, thus relieving Department Heads of this responsibility. Mayor Beaulieu called upon Atty. Tessier, a member of the Charter Commission, to give his view of this amendment, Atty. Tessier advising that he felt it was too soon to make a change like this without giving it a chance; that he felt this amendment was a product of disgruntled Commissioners, and changing the Charter back would be giving political power back to the Commissioners, again causing personnel problems which they were attempting to eliminate, Mr. Hoben concurring with this. The City Clerk advised that a public hearing would have to be held by a Committee or the full Board on September 27th or 28th in order for this to go to Ballot Referendum on November 8. Ald. Cashin advised that the Charter Commission worked on the Charter for a full year, and he did not feel we should start piecemealing it now; that he felt this amendment should be sent to a Committee to evaluate and come back to the full Board with a recommendation. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to

Reconsider  
motion

reconsider the motion. Ald. Pariseau being recorded as opposed, advising he felt there was a section in the Charter specifically stating the Mayor could appoint a Special Committee to deal with Charter matters. Following discussion relative to the timetable involved, Ald. Thibault moved that the public hearing be held by the full Board on Tuesday, September 27 at 6:30. The motion was duly seconded by Ald. Rinker. Ald. Pepino moved that the motion be amended to include an amendment to the Charter, which he distributed to all Aldermen, relative to standardizing all appointments to three year terms. The motion was duly seconded by Ald. Rinker and it was so voted to amend the motion. On the main motion as amended it was so voted. Ald. Cashin being recorded as opposing any changes to the Charter.

PublicHearing  
Sept. 27, 1983  
6:30 P.M.

MotionAmended  
Voted

Cm.fr.Mr&Mrs  
HerculesNaum  
R&F

Communication was presented from Mr. and Mrs. Hercules Naum advising of problems they have encountered. Being informational, the communication was received and filed.

Cm.fr.Thomas  
McCarthy

Communication was presented from Thomas McCarthy requesting the removal of a building from Grenier Field to So. Willow St. Question was raised as to who owned the building. On motion of Ald. Batalis duly seconded by Ald. Carignan it was voted to refer the request to the Building Department and the Airport Authority for their review, with recommendation to be made to the Board.

Ref.BldgDept &  
Airport Auth.

Cm.fr.Pauline  
Gaffney

Communication was presented from Pauline Gaffney advising of problems in the North River Road, West Webster Street area and requesting a rezoning of the area to R-2 or R-3. Ald. Rinker moved that the rule to refer this to the Committee on Bills on Second Reading be suspended to allow the full Board to set a date for the Committee on Bills on Second Reading to conduct a public hearing on this rezoning. The motion was duly seconded by Ald. Pepino. Ald. Rinker advised that they were trying to get this rezoning changed so that highrises cannot go up on River Road; that by setting a date for the public hearing, we will effectively prevent permits from being issued in that area until the public hearing has been held, and a recommendation made to the full Board; that this rezoning has been before the Board of Adjustment twice and denied by them for variances. On the motion to suspend the rules it was so voted. Ald. Rinker moved that the Committee on Bills on

SuspendRule

Second Reading hold a public hearing on Wednesday, September 28 at 7:30 on rezoning the west side of River Road from Amoskeag Bridge to the extent of the present R-4 District. At the request of the City Clerk, Ald. Rinker specified the exact boundaries of the rezoning and clarified that the zoning desired is R-3. The motion was duly seconded by Ald. Pariseau and it was so voted.

PublicHearing  
Sept. 28, 1983  
7:30 P.M.

Cm.fr.Ralph  
Hebert R&F

Communication was presented from Ralph P. Herbert expressing concerns he has with the downtown area. Being informational, the communication was received and filed.

Cm.fr.James  
Anderson

Communication was presented from James Anderson, Executive Director of AFSCME relative to CETA employees and requesting to appear at the next meeting of the Board. On motion of Ald. Pariseau duly seconded by Ald. Gelinis it was voted that Mr. Anderson be allowed to address the Board. Ald. Gimias being recorded as opposed.

voted

Cm.fr.Cold-  
stream Assoc.

Communication was presented from Coldstream Associates, Inc. expressing appreciation for the manner in which the lease/purchase agreement on the land at Airport was handled. Being informational, the communication was received and filed.

R&F

Cm.fr.Atty.  
Bussiere

Communication was presented from Attorney Emile Bussiere requesting a rezoning of industrial area on Bodwell Road to R1A and R3 zone. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Cm.fr.Devine,  
Millimet,Stah  
& Branch

Communications were presented from Devine, Millimet, Stahl & Branch Professional Association requesting rezoning of two tracts of land located on Hackett Hill from R-S to R-3. Under the rules, the communications were referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Cm.fr.Atty.  
Cook

Copy of communication to Mayor Beaulieu was presented from Bradford Cook, Attorney for David Murray, relative to Straw School, a copy of this communication having been considered by the Committee on Lands and Buildings at a meeting held August 23rd and was received and filed. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that the communication be received and filed. Ald. Rinker and Osborne being recorded as opposed.

R&F

Cm.fr.Atty.  
McDonough

Copy of communication to Mayor Beaulieu was presented from Patrick J. McDonough, Attorney for LAM Associates and from Michael B. King, Attorney for Edward George relative to sale of Lake Avenue Armory property to North American Veterans' Association, copies of these communications having been considered by the Committee on Lands and Buildings at a meeting held August 23rd and were received and filed. On motion of Ald. Gimias duly seconded by Ald. Gelinis it was voted to receive and file the communications.

R&F

Copy of communication to Mayor Beaulieu was presented from Richard Mills, N.H. Counsel for LAM Associates relative to Lake Avenue Armory property, North American Veterans' Association, requesting the city not renew or extend the Purchase and Sales Agreement and that it consider negotiating with other interested parties or the property be offered for sale through the bidding process. On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted that the communication be received and filed. Communication was presented from Thomas Tessier, Attorney for North American Veterans' Association relative to the City of Manchester to Nicholas D. Vergas d/b/a North American Veterans' Association Real Estate Conveyance advising that in order to operate the intended social club on the premises in question, it will be necessary to obtain a Zoning Variance which will take some time, therefore requesting that the agreement be amended to afford us the time and that it be subject to the granting of the variance. On motion of Ald. Gelinas duly seconded by Ald. Gimas it was voted to refer the communication to the Committee on Lands and Buildings.

Cm.fr.Richard Mills

R&amp;F

Cm.fr.Atty. Tessier

Informational copies of notice of filing of unfair labor practice were presented. This matter being handled by the Personnel Department and the City Solicitor's office, on motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to receive and file the notices.

Ref.Cm.L&amp;B

Notice of filing of unfair labor practice R&amp;F

Communication from Manchester Housing Authority was presented together with a Resolution

"Approving and Authorizing Submission of Financial Settlement Applications and Execution of Closeout Agreement for Project No. NH R-7"

Cm.fr.MHA Resolution

and a Closeout Agreement with HUD and forms required to effect the financial settlement of the Amoskeag Millyard Project insofar as the federal government is concerned, which is to be presented to the Manchester Housing Authority at its meeting on September 6th and its action to be immediately reported to the Board of Mayor and Aldermen. The Clerk advised that we have received notification that the MHA did approve this. On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted that the Resolution pass to be enrolled.

Pass to be Enrolled

Communication was presented from the Airport Authority relative to the purchase of the airport restaurant, together with a draft Purchase and Sale agreement for consideration. Discussion took place in which Mr. Iannacone advised that we will be receiving proposals from prospects pending approval of this request; that the new lease would require that the tenant be responsible for replacing and maintaining equipment; that we are not going into the restaurant business but we are a turnkey operation. Mr. Goodwin advised that the advantage of owning the restaurant would be that the Authority could negotiate a shorter lease, collect larger monthly fees, and have a greater choice of prospective restaurant operators; that owning the restaurant would be a great benefit to the City. Ald. Pariseau made the motion to approve the request. The motion was duly seconded by Ald. Crotty. Ald. Provencher advised that we are in the Airport business, and an airport should have a restaurant; that it is his understanding that the Authority is going to require the restaurant to be open when the Airport is open. Ald. Cashin advised that the Airport was asking us to go along with their recommendation to give them better control over the restaurant and he concurred with this. On motion of Ald. Gelinas duly seconded by Ald. Gimas it was voted to move to the question. On the main motion it was so voted. Ald. Thibault being recorded as opposed.

Cm.fr.Airport Authority

Move to the question

Voted

Communication was presented from City Clerk advising that nominations will be in order at the October 4th meeting for Library Trustee, Anne Zachos term expiring October, 1983. On motion of Ald. Batalis duly seconded by Ald. Rinker it was voted to meet in joint session with the Library Trustees on Tuesday, October 4th for the purpose of nomination.

Cm.fr.CityClerk

Voted

Communication was presented from City Clerk advising that nominations will be in order at the October 4th meeting for Board of Recount, Joseph Millimet and Polly Hamel expiring in October, 1983. Being informational, the communication was received and filed.

Cm.fr.CityClerk

R&amp;F

Communication was presented from Community Improvement Program relative to 1983 Manchester Airport Authority Project 7.30230 Improve Runway 17 Safety Area, together with a Resolution

Cm.fr.CIP Resolution

"Amending the 1983 Community Improvement Program and amending a Resolution entitled "Amending the 1983 Community Improvement Program and authorizing and appropriating Federal Aviation Administration Funds in the amount of \$139,500 and authorizing and appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$15,500."

Under the rules, the Resolution was referred to the Committee on Finance.

Ref.Cm.Finance

- Cm.fr.CIP  
Resolution  
Communication was presented from Community Improvement Program relative to a budget change in 1983 CIP 5.10132 Derryfield District Park, together with a Resolution  
"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds"
- Ref.Cm.Finance  
Under the rules, the Resolution was referred to the Committee on Finance.
- Cm.fr.Elderly  
Svc.Policy Cm.  
R&F  
Communication was presented from Elderly Services Policy Committee submitting their report on the needs of Manchester's elderly and the concerns of elderly service providers. Being informational, the communication and report was received and filed.
- Cm.fr.T.MacLeod  
Communication was presented from T. S. MacLeod, Public Works Director advising that a new environmental assessment has been prepared which addresses the environmental impact of the implementation of sewer separation and storm drain construction and which will amend the 1979 negative declaration; advising further that a public hearing is required to be held by the Board of Mayor and Aldermen and requesting that the Board order a public hearing to be held early in October for this purpose. On motion of Ald. Gelinas duly seconded by Ald. Provencher it was voted that the public hearing be held on October 4, 1983 at 6:30 P.M. in the Aldermanic Chambers.
- PublicHearing  
Oct. 4, 1983  
6:30 P.M.  
Cm.fr.Highway  
Dept.  
Communication was presented from Highway Department requesting an abatement on sewer charges in amount of \$26.46 on property at 513-515 Second Street which is now owned by the city because of the Queen City re-alignment project. On motion of Ald. Crotty duly seconded by Ald. Gelinas it was voted to grant the request.
- granted
- Cm.fr.J.Hoben  
Communication was presented from John Hoben relative to the 1984-1988 CIP and requesting the approval of the schedule for the 1984 CIP and authorization to conduct six (6) public hearings as outlined. On motion of Ald. Osborne duly seconded by Ald. Gelinas it was voted to grant the request.
- granted
- Cm.fr.J.Hoben  
Resolution  
Communication was presented from John Hoben relative to the establishment of a Central Business District Revitalization Reserve Fund together with a Resolution  
"Establishing a Central Business District Revitalization Reserve Fund"
- Ref.Cm.Finance  
Under the rules, the Resolution was referred to the Committee on Finance.
- Cm.fr.J.Hoben  
Resolution  
Communication was presented from John Hoben relative to the establishment of a Parking Facilities Reserve Fund together with a Resolution  
"Establishing a Parking Facilities Reserve Fund"
- Ref.Cm.Finance  
Under the rules, the Resolution was referred to the Committee on Finance.
- Cm.fr.J.Hoben  
Communication was presented from John Hoben advising that the Legislature has appropriated \$1.5 million for land acquisition for the construction of a south-bound return ramp from Granite Street to the F.E.Everett Turnpike, that he has asked the MHA to develop a proposal for acquisition and relocation services for this project, together with a rehabilitation program for the larger neighborhood for the Board's consideration and requesting permission for the City-MHA staffs to review this proposal with the Special Community Improvement Program Committee. In response to Ald. Provencher's question as to how much the City would be required to pay, Mr. Hoben advised that the \$1.5 million represents an estimate cost of the minimal amount of land required to be replaced; that there were about 8 or 10 properties originally recommended by the engineers to be taken, but because of concerns expressed, funds have been appropriated for rehabilitation of existing buildings; that we have 18 months to 2 years to acquire the property and provide for relocation at which time the MHA will be working with the people in that area. Ald. Thibault advised that he was against this 100%; that the people in the area were against this 100%; that he would never support it; that it was not worth it and it is not needed. There being no further discussion, the communication was referred to the Special Community Improvement Program Committee.
- Ref.Sp.CIP  
Program Cm.  
Communication was presented from John Hoben relative to Central Business Service District and submitting a draft ordinance for consideration. Under the rules, the communication was referred to the Committee on Bills on Second Reading.
- Cm.fr.J.Hoben  
Ref.Cm.Bo2R  
Communication was presented from John Hoben advising that additional funding for procurement of capital equipment has become available as a result of the Surface Transportation Act of 1982 and submitting two Resolutions  
"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds"  
"Authorizing Bonds or Short Term Notes in the amount of \$35,000. for 1983 CIP MTA Capital Equipment 7.20102"
- Cm.fr.J.Hoben  
Resolution
- Ref.Cm.Finance  
Under the rules, the Resolutions were referred to the Committee on Finance.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Ordinance

Rep.Cm.Bo2R  
Ordinance

"Amending Section 18-26 of the Ordinance of the City of Manchester"

ought to pass. On motion of Ald. Gelinas duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted  
Rep.Cm.Bo2R  
Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Ordinance

"Amending Section 18-26 of the Ordinances of the City of Manchester"

ought to pass. On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted  
Rep.Cm.Bo2R  
Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Sec. 22-36 of the Code of Ordinances of the City of Manchester"

be amended to provide that by a two-thirds (2/3) vote of the Board of Mayor and Aldermen the installation of stairs within the public right-of-way in the Amoskeag Housing Historic District and, further, that the Ordinance, as amended, ought to pass. Ald. Gelinas made the motion that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Cashin. Ald. Provencher advised that he was opposed to this because it would not be considered safe in other districts, but just because it is a Historic District, it is safe. Ald. Gelinas advised that over the years we have had to consider this area as unique compared to other parts of Manchester which is why it is called the Historic District; that preservation of this district is accomplished through the singular action of this Board. Following brief discussion, on the motion it was so voted. Ald. Provencher being recorded as opposed.

oughttopass

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-2-PO (Residential - Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street"

be ordered to a public hearing to be held Monday, September 26, 1983 at 7:30 P.M. in the Aldermanic Chambers. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted  
Rep.Cm.Bo2R  
Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully advise that the Elderly Exemption approved by the voters in 1977 should be updated to comply with current provisions of the laws, and respectfully recommend that the following referendum question be placed on the ballot at the November 8, 1983 election:

PublicHearing  
Sept 26, 1983  
7:30 P.M.  
AccRecAdopted  
Rep.Cm.Bo2R

"Shall we adopt the provisions of RSA 72:43-b and 43-c for expanded exemptions on real estate which provide for a resident 65 years of age up to 75, a \$5,000 exemption; a resident 75 years of age up to 80, a \$10,000 exemption; a resident 80 years of age or older, a \$20,000 exemption, provided that the resident owns the real estate individually or jointly with another or his spouse with whom he has been living for at least 5 years as man and wife; said resident had a net income of less than \$7,000 or combined income with spouse of less than \$9,000; and owns assets of any kind, tangible or intangible, less bona fide encumbrances, not in excess of the value specified in RSA 72:43-c, III; provided that the exemptions shall be based upon the assessed value of the real estate?"

and, further, that the required Public Hearing be scheduled, ordered and held on Tuesday, October 18, 1983 at 6:30 P.M. in the Aldermanic Chambers. Ald. Cashin made the motion that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Osborne. Ald. Rinker inquired what was the difference between this provision and the one we currently have, the City Clerk advising that the real estate is currently based on assessed value; that the most the Assessors expect this to effect the tax rate is .10 cents. There being no further discussion, on the motion it was so voted.

PublicHearing  
Oct 18, 1983  
6:30 P.M.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing a B-2 (General Business) Zoning District in the vicinity of Second Street, Woodbury Street (relocated), Dartmouth Street and Schiller Street"

be ordered to a public hearing to be held on Monday, October 3, 1983 at the Parker-Varney School at 7:30 P.M. On motion of Ald. Rinker duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

Acc.Rec.Adopte  
Rep.Cm.Bo2R  
Ordinance

PublicHearing  
Oct 3, 1983  
7:30 P.M.  
AccRecAdoptec

Rep.Cm.L&amp;B

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, that

1. the recommendation of the Special Building Committee providing for the immediate incorporation of all City departments, except Fire, Police, Highway and Waterworks, in the Custom Centrex system, presently in operation in the School Department, offered by New England Telephone be granted and approved with new telephone numbers to take effect in conjunction with the new directory to be published in October 1983;
  2. the Mayor be authorized to execute, for and on behalf of the City, a service agreement with New England Telephone authorizing this service for a forty-eight (48) month period, subject to the review and approval of the City Solicitor's Office
- funding necessary to install and provide for conversion of departmental systems estimated not to exceed \$1,000. and to replace the outmoded telephone wiring within the Library to accommodate the new system estimated not to exceed \$2,000. having been authorized from funds available to the Committee on Lands and Buildings and, further, that the Special Building Committee continue its study for further improvements to the telephone systems of the Fire, Police, Highway and Waterworks as well as further improvements to equipment and features throughout the telephone system and its study for improvements in other building management systems, including energy, fire safety and building security with reports and recommendations to be submitted to the Committee on Lands and Buildings. Ald. Osborne made the motion that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Carignan. Ald. Pepino advised that this does not address the needs of the City as they are leaving out school alarms, energy management, Fire, Police, Highway and Water Works; that 2 years ago, New England T & T spent \$50,000. on engineering costs to go through the City and see what we need and came back with a report - and since then, through modern technology, all these things can be incorporated in the system; that we are only piecemealing here; that we were expecting a \$200,000. savings per year in school alarms, a \$300,000. savings in energy savings; that we are only talking about an \$18,000. savings per year here. Ald. Pariseau inquired if this eliminated any telephone numbers, Mr. Houle advising that it did not eliminate any numbers however it did provide for inter-department dialing and transferability. Ald. Pariseau inquired as to what happened to the system where the city only has one telephone number which comes into a central switchboard and is and is transferred to the appropriate department, Mr. Houle advising that this system could accomplish that whenever the Board of Mayor and Aldermen decides to authorize the funds necessary to staff the reception service 7 days a week, 24 hours a day; that the system the Telephone Company presented two years ago has not been a very successful system; that he attended a two day seminar on the technology issues of combining telephone, energy, fire and security alarms, and he concluded that Manchester cannot afford space age technology; that the Custom Centrex will meet our needs for the next decade; that we have been giving up alot of our savings previously waiting for an advanced telephone system; that the Committee will be coming back to the Board within a couple of months with a proposal on Shared Savings which will be a great savings to the taxpayers whereby if there is no cash flow from the savings, we don't make any payments; that we feel the return to the taxpayers will be greater by taking this approach than by going out and buying a new system which would call for another bureaucracy just to maintain the system; that all this telephone system is costing the city to initiate is \$800, and all other options will still be open. Ald. Cashin advised that when this Committee came to Lands and Buildings Committee, the two questions that were asked was are we getting a better system, yes we are, and is it cheaper, yes it is; that the rest of the items that we have discussed are long range and can be adapted; that we are being asked to authorize the Mayor to execute this agreement so that we can get the numbers into the new telephone book which is going to print soon. Following very lengthy discussion, on motion of Ald. Cashin duly seconded by Ald. Gelinas it was voted to move to the question. Ald. Pepino being recorded as opposed. On the main motion it was so voted, Ald. Pepino, Pariseau and Crotty being recorded as opposed.

love to the  
Question

AccRecAdopted  
ep.Cm.L&B

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration and as voted by the Board of Water Commissioners in order to provide better watershed protection, that

1. The City transfer a 7.1 acre parcel of land in the Tower Hill section of Candia, appraised at \$21,300., to Winthrop Sargeant in exchange for two parcels containing a total of 67.7 acres, appraised at \$21,587.

2. The deed from Withrop Sargeant be accepted and recorded at the Registry of Deeds
3. The Mayor be authorized to execute, for and on behalf of the City, all documents necessary to this exchange.

On motion of Ald. Gimas duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted  
Rep.Cm.L&B

A Report of the Committee on Lands and Buildings was presented wherein they respectfully advise that surplus property placed on the open market on June 24, 1983 included the Lake Avenue Fire Station at an offering price of \$80,000.; that only one offer dated August 10, 1983 has been received and evaluated at a meeting held August 23 and it is respectfully recommended, after due and careful consideration, that the offer of John Ragonese, owner of abutting property, to purchase the Lake Avenue Fire Station for the sum of \$50,000. against which he submitted a \$5,000. deposit check, be accepted and approved and, further, that the Mayor be authorized to execute, for and on behalf of the City of Manchester, any and all documents necessary to consummate this sale. On motion of Ald. Crotty duly seconded by

Ald. Gelinas it was voted that the Report of the Committee be accepted and its recommendations adopted. Ald. Pariseau being recorded as opposed as Blessed Sacrament got \$238,000. for their school, and he did not feel that \$80,000. was fair market value for the Lake Avenue Fire Station. Ald. Cashin advised that there was no logic behind comparing a well maintained school to one that is run down; that the question is that these vacant buildings have been a maintenance monstrosity; that we were charged to sell them and we sold them in the best interest of the City; that the Board has gone along with everything we recommended, and he recommended they go along with this one or we would end up with a white elephant that we will be maintaining for the next five years. Ald. Pepino advised he delivered a letter to the Mayor to show him what Blessed Sacrament was getting for a building that was in need of new fixtures, new windows, paint, a new heating system, new plumbing fixtures to show what they were getting as compared to what we were getting for our buildings.

AccRecAdopted

A Report of the Special Committee on Downtown Redevelopment was presented wherein they respectfully recommend, after due and careful consideration, that the Manchester Housing Authority report entitled Washington Street Project - Request for Predevelopment Funding be accepted and approved and, further, that Resolutions

Rep.Sp.Cm.  
Downtown Re-  
development

"Concurring in Recommendations made by Manchester Housing Authority and Authorizing Predevelopment Work by the Manchester Housing Authority on Certain Land"

Resolutions

"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Community Development Block Grant Funds"

ought to pass. On motion of Ald. Gelinas duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendations adopted. Ald. Pepino, Osborne, Gimas and Pariseau being recorded as opposed. Ald. Pariseau inquired why the bank couldn't put up the \$140,000. for the predevelopment study as Wall Street did not need any predevelopment study funds, now we bring in the MHA to use their eminent domain powers and it costs us money. Ald. Gelinas advised that before we make any commitments on the development, we have to make studies to be sure that it is proper; that this is a protection to the City, the citizens and to the private sector. Mr. McCann advised that the agreement by the Authority and the developer provides for the Housing Authority to do the predevelopment of all the work associated with the public part of the activity, which is not something we would expect to turn over to the private sector; that the predevelopment study has to do with analyzing the feasibility of the project, whether the project is eligible under state law, air quality standards, traffic studies, sewers, drains; that the agreement also provides that the developers will prepare market studies, architectural drawings, evidence of financial capabilities to proceed with the project; that only at the end of the project, if all of these things come together, will the project proceed; that the \$140,000. coming from Community Development Block Grant Funds is the same approach we have been using for 30 years; that the difference between this project and the Amoskeag Bank Project is that the Amoskeag Bank had been in a position where they were able to acquire additional adjacent tracts of real estate over the years, wherein this case, the number of different owners of real estate in this area lead to the inability of the developer to assemble enough real estate in one place to make a feasible project. Under the rules, the Resolutions were referred to the Committee on Finance.

oughttopass  
AccRecAdopted

Resolutions  
ref.Cm.Finance

Resolution	Resolution: "Amending the 1983 Community Improvement Program and Transferring Federal Aviation Administration funds and Manchester Airport Authority funds for the Purpose of Terminal Ramp Reconstruction"
ByTitleOnly Ref.Cm.Finance Ordinances	On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only. Under the rules, the Resolution was referred to the Committee on Finance. Ordinances: "Amending Chapter 14 Licenses and Business Regulations, Repealing Article VIII. Private Detectives and inserting a new Article VIII. Peddlers" "Amending Section 17-16. Sunday Activities of the Code of Ordinances"
ByTitleOnly Ref.Cm.Bo2R Ordinances	On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only. Under the rules, these Ordinances were referred to the Committee on Bills on Second Reading. Ordinances: "Amending Section 18-26 of the Ordinances of the City of Manchester" "Amending Section 18-26 of the Ordinances of the City of Manchester" "Amending Sec. 22-36 of the Code of Ordinances of the City of Manchester"
ByTitleOnly Passed to be Enrolled Recess Order	On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to read by title only. These Ordinances having had their second reading by title only, on motion of Ald. Gelinis duly seconded by Ald. Provencher it was voted on passing same to be enrolled. Mayor Beaulieu called a recess to permit the Committee on Finance and Enrollment to meet. Mayor Beaulieu called the meeting back to order.
Rep.Cm.Finance Resolutions	A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions "Amending the 1983 Community Improvement Program and Transferring Federal Aviation Administration funds and Manchester Airport Authority Funds for the Purpose of Terminal Ramp Reconstruction" "Amending the 1983 Community Improvement Program and Authorizing and Appropriating Community Development Block Grant Funds" "Concurring in Recommendations made by Manchester Housing Authority and Authorizing Predevelopment Work by the Manchester Housing Authority on Certain Lane" "Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds" "Establishing a Parking Facilities Reserve Fund" "Establishing a Central Business District Revitalization Reserve Fund" "Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds" "Amending the 1983 Community Improvement Program and amending a Resolution entitled "Amending the 1983 Community Improvement Program and authorizing and appropriating Federal Aviation Administration Funds in the amount of \$139,500 and authorizing and appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$15,500."
oughttopass AccRecAdopted	ought to pass. On motion of Ald. Rinker duly seconded by Ald. Gelinis it was voted that the Report of the Committee be accepted and its recommendations adopted. Ald. Batalis being recorded as opposed to "Establishing a Parking Facilities Reserve Fund." Ald. Pepino, Osborne, Gimas and Pariseau being recorded as opposed to "Concurring in Recommendations made by Manchester Housing Authority and Authorizing Predevelopment Work by the Manchester Housing Authority on Certain Land."
Rep.Cm. Enrollment Ordinances	A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances "Amending Section 18-26 of the Ordinances of the City of Manchester" "Amending Section 18-26 of the Ordinances of the City of Manchester" "Amending Sec. 22-36 of the Code of Ordinances of the City of Manchester"
properly enrolled AccRecAdopted Resolutions	are properly enrolled. On motion of Ald. Gimas duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted. Resolutions: "Amending the 1983 Community Improvement Program and Transferring Federal Aviation Administration funds and Manchester Airport Authority funds for the Purpose of Terminal Ramp Reconstruction"

"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Community Development Block Grant Funds"

"Concurring in Recommendations made by Manchester Housing Authority and Authorizing Predevelopment Work by the Manchester Housing Authority on Certain Land"

"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Establishing a Parking Facilities Reserve Fund"

"Establishing a Central Business District Revitalization Reserve Fund"

"Amending the 1983 Community improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1983 Community Improvement Program and amending a Resolution entitled "Amending the 1983 Community Improvement Program and authorizing and appropriating Federal Aviation Administration Funds in the amount of \$139,500 and authorizing and appropriating matching CIP Non-Departmental Airport Reserves in the amount of \$15,500."

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to read by title only.

On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to suspend the rules and place these Resolutions on their second and final reading by title only. Following their second and

final reading, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted on passing same to be enrolled under suspension of the rules. Ald. Batalis being recorded as opposed to

"Establishing a Parking Facilities Reserve Fund." Ald. Pepino, Osborne, Gimas and Pariseau being recorded as opposed to "Concurring in Recommendations made by Manchester Housing Authority and Authorizing Predevelopment Work by the Manchester Housing Authority on Certain Land."

Ordinances:

"Amending Section 18-26 of the Ordinances of the City of Manchester"

"Amending Section 18-26 of the Ordinances of the City of Manchester"

"Amending Section 22-36 of the Code of Ordinances of the City of Manchester"

On motion of Ald. Provencher duly seconded by Ald. Cashin it was voted to read by title only.

On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted to suspend the rules and place these Ordinances on their third and final reading by title only.

Following their third and final reading by title only, on motion of Ald. Crotty duly seconded by Ald. Thibault it was voted on passing same to be ordained under suspension of the rules.

Mayor Beaulieu advised a motion was in order to confirm the nomination of Roger Boisvert to the Police Commission. On motion of Ald. Pariseau duly seconded by Ald. Pepino it was voted to suspend Rule 40. On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted to confirm the nomination of Roger Boisvert to the Police Commission for a term of three (3) years, expiring September, 1986.

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to confirm the nomination of Richard Cunningham to the Planning Board to fill the unexpired term of Raymond Moran, resigned, term expiring May 1985.

Mayor Beaulieu advised a motion was in order to confirm the nomination of Dr. Robert Duval to the Board of Health. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to suspend Rule 40. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted to confirm the nomination of Dr. Robert Duval to the Board of Health for a term of three (3) years, expiring in July 1986.

Mayor Beaulieu nominated Atty. Hilda Fleisher to Airport Authority, to fill the unexpired term of Paul Michaud, resigned, term expiring March, 1984.

Ald. Gimas nominated Darcy Hart to the Water Commission.

Ald. Batalis nominated George Croteau to the Water Commission to succeed himself.

Ald. Pariseau advised that there was no notice of these nominations on the last agenda.

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to close nominations.

Ald. Rinker advised he distributed an adoption to the Building Code 156:3a Building Permits to be Withheld in Certain Areas, which says the Building Inspector shall not issue any building permit where application for such permit is under the first legal notice of proposed changes, and he made the motion that it be ordained that RSA 156:3a regarding the issuance of building permits shall apply in the City of Manchester. The motion was duly seconded by Ald. Thibault. On the motion it

ByTitleOnly

SuspendRules

Passed to be  
Enrolled under  
Susp.ofRules

Ordinances

ByTitleOnly

SuspendRules

Passed to be  
Ordained under  
Susp.ofRules

Confirm  
nomination  
SuspendRule40  
Roger Boisvert  
Police Comm.

Confirmed  
nomination  
Richard Cunn-  
ingham  
PlanningBoard

Confirm  
nomination  
SuspendRule40  
Dr.RobertDuval  
Board of  
Health

Nominated  
Atty.Fleisher  
Airport Auth.

Darcy Hart  
Water Comm.  
GeorgeCroteau  
Water Comm.

Close  
nominations

Ald.Rinker

voted  
Ordinance

SuspendRules

SuspendRule  
SecondReading  
ByTitleOnly

Passed to be  
Enrolled under  
Susp.ofRules

SuspendRules  
Third&Final  
Reading  
byTitleOnly

Passed to be  
Ordained under  
Susp.ofRules

Ald.Pepino

Ref.Cm.Bo2R

Adjourn

was so voted. Having been introduced in the form of an Ordinance as follows

Be it Ordained, By the Board of Mayor and Aldermen of the City of Manchester as follows:

That the provisions of RSA 156:3-a with respect to the issuance of building permits are hereby adopted. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted to suspend the rules to permit full consideration of the proposed Ordinance. On further motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to suspend the rule requiring that the Ordinance be referred to the Committee on Bills on Second Reading. On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted that the Ordinance be placed on its second reading by title only. Following its second reading, on motion of Ald. Crotty duly seconded by Ald. Rinker it was voted that the Ordinance be passed to be enrolled under suspension of the rules. On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to suspend the rules and place the Ordinance on its third and final reading by title only. Following its third and final reading by title only, on motion of Ald. Rinker duly seconded by Ald. Thibault it was voted that the Ordinance be passed to be ordained under suspension of the rules.

Ald. Pepino presented a request for rezoning to an R-1 District submitted by David Weners on behalf of the residents in the area bounded by Mammoth Road, Hanover Street, Beacon Street and Lowell Street. Under the rules, the zoning request was referred to the Committee on Bills on Second Reading.

There being no further business, on motion of Ald. Rinker duly seconded by Ald. Crotty it was voted to adjourn.

A true record. Attest.

  
City Clerk

State of New Hampshire  
Hillsborough, SS

September 2, 1983

Personally appeared before me, Richard Cunningham, a member of the Planning Board and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

State of New Hampshire  
Hillsborough, SS

September 13, 1983

Personally appeared before me, L u Normand, Selectman, Ward 12, and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

## BOARD OF MAYOR AND ALDERMEN

September 27, 1983

PUBLIC HEARING

6:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Pepino, Osborne, Gimas, Crotty, Pariseau, Cashin, Thibault and Provencher. Absent: Ald. Batalis and Gelinas.

Mayor Beaulieu advised that the purpose of the public hearing was to hear those wishing to speak for or against two proposed Charter amendments; that the Clerk will present the amendment for discussion at which time those wishing to speak in favor will be heard, followed by those wishing to speak in opposition; that anyone wishing to speak must first step to the nearest microphone when recognized and recite his name and address in a clear, loud voice for the record.

The Clerk presented the proposed Charter amendment:

Amending Section 3.20 of the Charter by striking out subsection (b) and inserting in place thereof the following:

(b) Exclusive personnel responsibility: Except as hereinafter provided, the department head shall have exclusive responsibility for hiring, promotion, and discipline of personnel within his department subject only to the requirements of personnel ordinances and to the provisions of grievance procedures contained in collective bargaining agreements. In the basic services departments, and the department of water, the board, commission or authority shall have exclusive responsibility for hiring, promotion and discipline of personnel within the department subject only to the requirements of the personnel ordinances and to the provisions of grievance procedures contained in collective bargaining agreements.

In addition, the board, commission or authority of the basic services departments, the department of aviation and the department of water shall have the right to delegate personnel responsibility as it may deem necessary to the department head.

Mayor Beaulieu advised that we would now open the meeting up to speakers, and called for those wishing to speak in favor. Ald. Pepino advised he would like the chance to read the communications received for the various Department Heads before speaking. Mayor Beaulieu inquired of Mr. Bourque if it would be acceptable to hear those wishing to speak against first, and then come back to those wishing to speak in favor, Mr. Bourque advising that would be appropriate.

Mayor Beaulieu called for those wishing to speak in opposition.

Attorney Thomas Tessier was recognized and stated:

I am here in two capacities, one as Chairman of the Charter Revision Commission, and secondly as a member of the Board of Water Commissioners. Maybe that puts me on both sides of the issue this evening, but I will do my best to express where we believe we really stand. I think it is important to go back two years and recognize that the people of the City of Manchester, by ballot, dictated at a given point that they wanted Charter Revision, and in the process they elected, on a City-wide basis, six people to serve on that Commission. The other three members of the Commission were nominated directly by this Board, the Board of Aldermen. Nine of you still sit on this Board that named those three people. For a period of one year, we worked diligently and we worked openly, going through an entire period without once going into Executive Session. The Committee, broken down into various subcommittees, worked on an average three times a week, sometimes five times a week over the period of the year. There was a minimum of eight public hearings, there were many special meetings with various groups throughout the City who had a specific interest other than on a public hearing basis. We went through draft after draft using the excellent staff that was provided for us in the process of developing the Charter. Finally we came up with our first initial full draft and it went out to the public, and it was reviewed by the public as a whole. Some sections of that document were actually drafted up to eleven times during the course of the year. Ultimately, the first draft was generally approved by the public, and finally the actual documented self was adopted unanimously by the nine Commissioners in all aspects - every part of the Charter. Let me emphasize that we did not take on the task of just amending the old Charter, we wrote a whole new constitution for the City of Manchester from A - Z, from soup to nuts, everything, from beginning to end. I don't have to tell you that at the final referendum the people of the City of Manchester overwhelmingly adopted the new Charter. It was published, we received excellent throughout the year from the news media, both print, radio and television. The people were fully

informed as to what they voted on, and they voted approximately one year ago in an overwhelming fashion to adopt the new Charter. No one is more sensitive to the fact that there were some changes that were somewhat difficult. All of us, on the other hand, recognized that what we did we did for the common good, and we believe that it has been accepted by the public in the referendum on the ballot as they expressed it. What is attempted this evening is to correct a small part of the Charter only, and a Charter is a Constitution - if you take any one part of it and attempt to correct it, you are going to ultimately start piecemealing the whole document. Each section is interrelated with another section. This is not an Ordinance that you can willynilly change such as you could the direction of cars on the street. We have had this for only one year. Admittedly there are problems - I, and I think some of the other members of the Commission, envision there are going to be other problems. No question about it. There are many parts of the new Charter that have not even kicked into gear yet. You, the Board of Mayor and Aldermen, are going to be required this year, for the very first time, to operate your budgetary process under a complete new setup. All of these things have yet to even take place. I recognized, and the Commission recognized, that ultimately changes will be necessary and we provided for that in the Charter itself. In due course, there should be a Charter Review Commission to potentially refine those parts that are not properly working, but we have to live with it to find out what parts are not working, and you can't do that with a City's Constitution in the period of one year. What you should do, is give it time, give it time and ultimately appoint a nonpartisan Review Commission on a nonelection year, such as we operated under, so that you don't kick something like this into the next four weeks and ultimately, potentially make it a political football. We operated on a state election year basis, and I think that is extremely important, so you create a nonpartisan Review Commission in due course on a nonmunicipal election year. Have it reviewed ultimately, and believe me, I recognize there are going to be problems, we all did in the beginning. We wrote a whole new Constitution. When that Commission is formed in due course, I will be the first one to volunteer my time to help refine what isn't working properly, but it is simply too soon to determine that.

Nick Hart, 225 No. Bend Drive, was recognized and stated:

I am a Selectman in Ward 1, and I also was elected to the Charter Commission and served it as Vice Chairman. The Alderman from Ward 4 and Ward 5 might have some merit in these proposed amendments, but I stand opposed to them. There is already included in the new Charter a vehicle for revisions, deletions or such other modifications. I refer to page 37 and Section 8.03, Charter Review Committee - not less than once every ten years the Board of Mayor and Aldermen shall appoint five citizens who shall be charged with the responsibility of reviewing the existing Charter. I believe a standing Charter Review Committee would be more appropriate at this time so that recommendations like these could be channeled through that Committee.

Attorney William Bigelow was recognized and stated:

I am a citizen of Manchester and I work across the street. I am also a former member of the Airport Authority, and former Chairman of the Airport Authority and in the interest of keeping it brief, I won't repeat the remarks that have been made. Suffice it to say that I support them. Under your Charter, and I think under any good business, it is the job of the Department Head to carry out the policies and the directives of the Commission, and it is the Commission or the Department that sets the policies within the scope granted by the Board of Mayor and Aldermen. If the Department Head is responsible for the work that is performed by the employees, he also has to have the authority to see to it that it is carried out. I don't think there is any question that the members of the Commission who are appointed by the Mayor and approved by a Board of Aldermen are subject to some pressures from the public and from people who have an interest in what is going on. The Executive Director however, the Department Head, is less subject to political pressures because he works with the Commission. If an employee knows that he can go around the man who supposedly has authority for his performance and go to that Commission and apply pressure to the Commission, and the Department Head has lost his authority, has less capability to carry out his job, but yet still has the responsibility if something goes wrong. I think the suggestion does not have merit and that you should not record it out expedient.

Chief Thomas King was recognized and stated:

Publicly, I want to say that I am against the amendment. I think the Charter has not stood the test of time, and I think any time that you make a radical change in City Government, especially in the period of 80 years, that you should at least give it some time to find out what is right and what is wrong about it. To all of a sudden out of the dart of night to decide to change the Charter within nine months, when it has a provision in there that you can review it in ten years, is absurdity. If you take away the tools of management, and the same time hold them responsible, you are going to create chaos in the Department. I think it isn't a case of power, I think it is a case of accountability. If you are going to allow the Department Head to hire and to promote and to discipline, then you can really and truly hold him accountable. If you give that power to someone outside, who does not have the day to day reality, who does not have the knowledge and the understanding of that Department, I think that you are causing problems. I just recently had some promotions. I sat down with my Commissioners and I passed it by them, and I had input from them - as far as I am concerned there were no complaints about it. For good government, you have to give the tools to management if you are going to hold him accountable. It is just like the Board of Education, they pick the coach for Central High School and Memorial, and they say you run that; at the end of the year, if it is good you get praise, and if it is bad you are going to be criticized. They don't go in and tell them to cut this guy and put this guy on the bench - day to day reality is important. I think that we should get feedback, but I think that the Commissioners to make promotions and do the hiring is the wrong approach.

Mayor Beaulieu called for those wishing to speak in favor.

Alderman Gimas was recognized and stated:

Respectfully, Alderman 5, instead of 3 Commissioners on some Boards, they made it 5 Commissioners, still they delegated all the authority to the Department Heads. If that is the reason, then why don't we get rid of these Commissioners, they are not doing anything anyway. We can save money because some of them are getting paid. If they are going to have nothing to say about a Department in any respect, then they shouldn't be there.

Ald. Osborne inquired why this was changed in the first place.

Attorney Tessier stated:

We have to distinguish two items - without question, the Boards and Commissions of this City, under the new City Charter, have more power than they ever had in the history of this City except in the area of personnel problems. The problem is our Boards and Commissions are not sitting down and exercising that power. The only thing we took away from them, and if you sit down and read the Charter, was personnel matters. We vested personnel matters in the Department Head. If you want to sit down and read the Charter, in private conversations I have had with other lawyers on the Charter Revision Commission, there is no question that the Boards and Commissions of this City now have delineated authority far greater than they ever had, the problem is they don't use it. Secondly, you gentlemen have yet to exercise the greatest power you have ever had in the history of this City - we gave it to you, it has been a year, and you haven't used it. You have an authority, under the Charter, in open session to issue directives. Not one directive has issued from the Board of Mayor and Alderman to any Commission that I know of this year. I think it is important, Alderman Osborne, to distinguish between the authority of the Boards and Commissions and the personnel authority which we vested in the Department Head - only the personnel issues. I hope that answers the question.

Attorney Bigelow stated:

I can answer that question with respect to the Airport Authority, there was no change. That is the way it has always been - the Department hired, promoted and disciplined.

Ald. Rinker inquired why the Charter Commission felt that the authority should be taken from the Commissioners and Boards and given to the Department Heads.

Nick Hart stated:

In my thoughts, more accountability, the responsibility of having a department and going to one person instead of getting the runaround. Citizens were demanding one person to talk to. They said my Alderman did this, he applied pressure on the Commissioner, the Commissioner said I applied pressure on the Department Head - they were always getting the runaround. I think a Department Head should be responsible for his department. Is there something wrong, Alderman Osborne, is there a problem with some of the Commissioners.

Chief King stated:

When it comes to promotions and upgrading in any department, I think it is just good government to hold a person who is responsible or held to be accountable to have his input. As to numbers, if you make everybody responsible for one function, consequently, nobody is responsible. The Commissioners are there to give some guidance and make sure that you are doing your job right. I think of all the Department Heads in the City, the Police Department should be more anti-political than anything else - if anything is equal in life, it is law. When it comes to the Police Department you have to be real cautious when it comes to politics. You are going to have politics, but I think 10% politics is better than 50%, and 50% is better than 100%. So when it comes to the law profession, they try the best they can to have the less politics. The less politics in any Police Department throughout the nation is good government. I am not speaking for the other Departments, as far as the Police Commissioners, they have wonderful input, they are there to give us some guidance, they are there to make sure we do our job, they are there to correct us - there is an input from the community. It is like a civilian review board. You need Commissioners, that is good government. But I don't think Commissioners who have a job somewhere else, who meet once a month, can tell you who to promote and who to hire. Because then you can say, I didn't hire them, the Commissioners hired him. If you are going to hold someone accountable, you are better off focusing on a Department Head.

Bob Rivard, Chairman of the Highway Commission, was recognized and stated:

I have had the good fortune to serve on the Highway Commission for about seven years now. My concern is the same that Alderman Osborne has, during the seven year period, we have had an opportunity to approve a lot of the recommendations made by the Public Works Director. I don't think, that I can remember during my seven year term, that we ever disagreed with any of the recommendations made by the Public Works Director. I think a lot of good citizens take a lot of time, put a lot of effort into this part of their life, if they are serving as a Commissioner, and I see that the new Charter change has taken some of the authority away from the Commissioners. Maybe some of the Departments didn't work so well, but my seven years of experience has been nothing but good, and I am sure if the Public Works Director was here this evening, he would tell you that we have worked hand in hand to make the Manchester Highway Department a more effective place to work and hopefully we are doing a better job for the City of Manchester working together. The new Charter change hasn't effected us in the Highway Department yet, but if I were to serve on the Board and not be able to participate, then I would go along with Ald. Gimas and I would stay home.

Wilfred LaChance, a member of the Manchester Police Commission, was recognized and stated:

I am not going to reiterate everything that has been said, I agree with Ald. Gimas, I feel that when this amendment came out, this Charter Revision, I studied it and questioned it with Attorney Tessier. After it was approved, we tried to get it clarified as to where all this power was, and to this day I still do not have an answer. I have checked with our City Solicitor and they keep saying there is no change in the Commission, that they still have the same powers, but I don't see it myself. I feel that to add two men on, which I was in favor of, making the Commission five members, because there are quite a few jobs to do in there and three members at times was very difficult, and adding two more spreads it out a little bit for the amount of work done. But, to take away the rest of the power, I can't see where all this power is that Attorney Tessier says that the Commissions have. I will go back and reread this Charter Revision and still try to find it, but I have yet to find it. I go along with Ald. Osborne when he asked the question, why the Commission was changed to begin with. I have been on it for seven years, like Commissioner Rivard, and I felt that we have always done a good job, and in a sence, this has been a slap in the face - as if to say that we haven't done our job and to take the powers away from the Commissioners that they have, that is my feeling on it.

Ald. Rinker stated:

I have mixed emotions about this because I think it is political which ever way you do it, and we may be trying to determine which way is the less political.

Ald. Cashin stated:

I am opposed to both of these amendments simply because the Commission spent a year working on the Charter, it came to the Board of Aldermen, it came to the School Committee, we all voted on it, it went to the people and they have accepted it. In less than a year now, they are saying we want to change it. It isn't a question of whether there is something that might be changed after a test of time - there probably is and I will be the first to grant you that. I just don't feel that this is the time to try to change a Charter that people have spent a year working on. The last Charter lasted for 80 years, the least we can do is give it five years. As has been stated here tonight, there are provisions in the Charter at a later date to look at it and change it. I just ask that we give it the test of time.

Ald. Thibault stated:

I would have to agree with Ald. Cashin to a great extent, and to hear all the people talk here, Commissioners and Department Heads, it seems that there may have not been any problems in the past, and it seems there are no problems now, so what is the purpose for all the hustle? Lets give it the time that it takes to really find out where it is at, and then we can make an intelligent decision.

Ald. Osborne stated:

I think we have a problem with the Commissioners - they feel that instead of patting them on the back we are hitting them over the head. What we are doing here is up to the people, and I think this should be put to the people on one issue, and one question, so it is very clear what we are doing, instead of putting up a referendum question with 400 things in it which they don't understand anyway. I think this is the way to do it, and I think it is up to the people and we should put it up before them again and give it the true test.

Ald. Carignan stated:

I worked under two Commissions - Police and Parks and Recreation. After thinking this over, I had a couple of Commissioners who were very powerful, and at what time wanted to get rid of me. Therefore, if they get too much power, they can do a job on you.

Ald. Crotty stated:

I think we should give it a little more time.

Mayor Beaulieu called for anyone else wishing to speak. On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to take the testimony under advisement for action at the Board meeting on October 4th.

The Clerk presented the second Charter amendment:

Amend Article III of the Charter of the City of Manchester by inserting after Section 3.33 the following new section:

Section 3.34 Terms of office limited

Notwithstanding any other provision of this charter all appointments to office to be made hereunder by or subject to the approval or confirmation of the mayor or the Board of Mayor and Aldermen shall be for a term of three (3) years.

Mayor Beaulieu called for those wishing to speak in favor.

Ald. Pepino was recognized and stated:

First of all, they said this Charter was 100 years old and has never been touched. Our Constitution is over 200 years old and has never been rewritten. I quote Mr. Tessier one year ago, "This Charter is not a perfect document, but it can always be amended." We don't have to look at this Charter for ten years and say what is wrong with it, and come up with 20 or 30 questions to put on the ballot, we are asking for two. As far as piecemealing the Charter, it is not going to be done any other way except one thing at a time. Under the City Charter, we have 2 year terms, 4 year terms and 6 year terms. Most of these people work at the pleasure of their Boards or Commissions. One of the main arguments here seems to be if we are going to hire a City Department Head and if we give him a 3 year term it is not enough. It worked before where most of them worked at the pleasure of the Board, some of them came before the Board every 2 years - they had no problem, I have talked to some of these people. If a person went on the outside for a job comparable in money as this, they wouldn't get a 4, 5 or 6 year term. They would work there, if they performed the job - fine, if they didn't, they would let them go. This is the peoples Charter, not ours, the people voted for this Charter as a whole, not knowing what was in it. They voted for a 6 year term for all these Department Heads, Boards and Commissions, but yet they voted twice against a 4 year term for Governor. The people were asked to vote twice to raise the \$500 competitive bid law, they voted that down. Yet in the new Charter it says up to \$2500 - the people voted on this Charter as a whole not knowing everything that was in it. I say this is the peoples Charter, and the people have the right to vote on this Charter. Somewhere in this Charter they gave the people the right to go to referendum if they wanted to. I am not going to sit here tonight and deny the people of Manchester the right to vote on this Charter.

Mark McKenzie, representing the Manchester's Professional Firefighters Association, was recognized and stated:

It is our feeling and opinion of the Association that there should be a six year term and not a three year term as proposed. We think it is important that there be, in order to attract quality people to a job, and public service has been the place that people could come with a reasonable amount of security and face the problems. I don't think someone should have to face, on a three year period, reappointment to a position as a Department Head. I think somebody should be given the opportunity to express themselves, to put into function, to put into place their programs and their objectives as a Department Head, and then after a six year period, discuss their achievements and their performance. I don't think a three year period is enough time, and I would urge that that recommendation be turned down.

Chief Thomas King was recognized and stated:

I want to say publicly that I am against reducing to three years. If you reduce it to three years, you might just as well make every Department Head a politician and make him be elected and politicize the thing. Six years is an adequate time to evaluate somebody, if you reduce it to three years you will be causing all kinds of trouble within the Departments. You will never have anyone who makes a career in Municipal Government. If you last three years, at the end of three years you have to come back and be re-evaluated and play politics and get reinstated. If you are going to do that you might as well make it a political job, elected, just like the Mayor and Aldermen. In regard to Ald. Pepino, I think that the people have spoken before, they voted the City Charter for six years, why should they have to vote again two days later. In five years or so if you want to evaluate it, but to say we want the people to vote on it when they just voted on it last election, how many times are you going to vote on it, every year?

Paul Martineau, an elected member of the Charter Commission - the Secretary, and a member of the Board of Assessors, was recognized and stated:

What is taking place here tonight is exactly what took place for one year while we had these meetings - deliberation, the pros, the cons, why two years, why six years, why three years; as far as the other one was concerned, why three Commissioners, why five Commissioners, why a Department Head should have the responsibility and accountability; as far as the authority of the Board, they have full authority over their Department. So I am against both proposals, and it is exactly why the Charter was presented to the people, it was made public, everyone had an opportunity to show up at all the various meetings we had, they were always in the open, numerous public hearings, special meetings with the Board, with the School Committee, with Commissions, with Department Heads, seeking input - these deliberations took place. It was 2 and 3 hours sessions every week, sometimes more than once a week. What determined the Charter, the decisions that were made were not reached arbitrarily or whimsically, we made these decisions after long deliberation and careful consideration, and I suggest to you that if these two amendments go on a referendum this year, that every single year someone is going to come up with some kind of change because they are not going to be happy with what is in there. As Ald. Cashin indicated, what we are going to end up with is going to be a useless piece of paper because you are going to be changing everything every year.

Commissioner LaChance was recognized and stated:

I am against this second proposal, I don't know about the other departments, I am speaking primarily for the Police Department. In the past there was no term of office for the Police Chief and I think that was a good thing because he is held accountable by the Commission, and accountable by the Board of Mayor and Aldermen and serves as their wishes, in a sense, so that if he does something bad he can be removed from office. Putting it on even a six year term is not correct, speaking for the Police Department only, because that does make it political. In Chief King's case, I know there is not a problem for two reasons - he has 30 some odd years on the Department, his record is behind him, and he wouldn't be politically pressured. When he retires, a replacement Chief coming up, when his 6th year comes up, there could be political pressure applied to him for promotions. That was my whole purpose for looking at these, as Commissioner, for the Police Department. I am opposed to three years, and I am opposed to six years, I don't think that the Police Chief should have to come up every six years.

Clem Lemire, Supt. P & R, was recognized and stated:

I see no problems with working with any type of government that is set up. I have worked with six different types of government in four different cities, and I am certain that whatever is decided we can work with. I am asking for the release of my title as Superintendent of Parks and Recreation for a few minutes, and speak as a private citizen. I want to ask a few questions. It has been about 1 1/2 years ago when most of you Aldermen voted money and appointed a capable Commission, one that had the expertise in government, and one who really knew their business and devoted hundreds and hundreds of hours to come up with a Charter that they felt was best for the people at large. Were not the Aldermen voted by the people, for the people, instead of by the people for themselves, or private interest groups? I think it is important for us to feel that if this has changed, I think this is an affront to the intelligence of the voters. I feel we are ignoring the fact that this Commission went through, very diligently, every item from every department and came up with a document that the people themselves were proud of what they did and they voted it in. Why not give it a chance?

Ald. Rinker stated:

I think the reason for the proposed amendment is the concern with the possibility of complacency on the part of Department Heads. Frankly, I think we have a good group of Department Heads and it probably doesn't make a difference how many years it is for. Since in the real world you do serve at the pleasure of somebody, who does have the authority for hiring and firing of Department Heads, and if they were relieved for cause, what is cause and does it take a simple majority vote by this Board to discharge a Department Head? If these questions are answered, there may be less need at the moment to be concerned with how long the terms of offices are for Department Heads.

Attorney Thomas Tessier was recognized and stated:

To clarify, every six years the Department Head is to be nominated by his Commission to this Board for confirmation. Cause is a legal problem that we discussed, and when you get into cause you get into legalisms that transcend the Charter that gets into problems involving the persons Constitutional Rights and he, at that point in time, would be entitled to legal council and due process. But there is a provision in there that says he may be removed for cause, by the majority of the Board Elect. The reason that the Commission was increased from three to five members is that it was the general feeling of the Commission as a whole that too many three person Commissions were being dominated by two people. It is much more difficult to dominate a five person Commission than it is a three person Commission.

Paul Porter, Board of Assessors, was recognized and stated:

As a person who is effected by the appointment process, the Board of Assessors was always at six years to my understanding, so there was nothing either gained or lost. At the time of reappointment, there is a certain amount of anxiety among any Department Head, and it isn't whether he is doing a good job or not, it is whether he will be able to muster up the support of seven Aldermen. My experience with this Board has been that people have looked at me as doing the job that I was appointed to do, and having come from civilian life, or private industry and doing basically the same job, I would have liked to have seen us and Department Heads come under, rather than the appointment process, the method that Ald. Pepino suggested that we be hired by the City on a continuing basis as long as the City wanted us and we wanted the City. One of the differences between private industry and City government is that in private industry there is a yard stick that can be measured much more readily, that is how much revenue have you generated from the company. The City being basically a service oriented group, the same yard stick cannot be applied. I look at the variation of the appointments from three years to six years, and I think the six year appointment bridges the gap between if a person is not in favor politically, the six years is enough time that that person is able to either overcome a particular obstacle that he might have encountered. The other side of that is that the Aldermen do have the authority, the power and the ability to recall any Department Head - I realize the term for cause may be a nebulous thing at this point, but that authority is there, and if the Aldermen were to exercise this in terms of removing a person either for incompetency and efficiency, that should overcome the idea when we go to work on a daily basis, we are always aware of doing the job properly so that the complacency that was mentioned before, I don't feel sets in, because we are subject to recall for cause. I would like to go on record as being against a change to three years, but to retain it at six in lieu of being able to be a permanent employee of the City, not a lifetime appointment, but the specified term of six years is adequate for a Department Head to be able to prove himself, and for

the Aldermen to be able to know that that person can or cannot do the job, and if they can't, remove them for cause.

Ald. Pepino stated:

The Charter says, "The Board of Mayor and Aldermen shall enact by Ordinance a procedure applicable to be removed for cause of the various City officials it has the power to remove." In answer to Mr. Tessier's inquiry of where we were last year, I appeared before his Committee many times. I suggested removing the three Assessors from the six year appointment and let them be hired through the Personnel process of a classified employee, the same with the Commissioner of Welfare. I feel those four should not be political. We stand before the people every two years. The problem seems to be here, as Mr. McKenzie said, "it takes a man six years to do a job." Under the old Charter, there were only three six year appointments in the City - the Assessors. The rest were all two years, four years, the pleasure of the Board. There was no problems there. I spoke before the Charter Commission many times, I spoke against this six year appointments - I was very strong on that.

Mr. Acorace, Finance Director, was recognized and stated:

I know it is very difficult for many Department Heads to stand up before this Board of Aldermen and talk against a proposal such as is before you now because it seems to be somewhat self-serving to speak against it in terms of shortening a term rather than keeping it the way it is. When I was first appointed as City Auditor for the City of Manchester, the term was probably the shortest term in history - I was appointed every year for a period of about five years before the term was changed to a four year term, which certainly suited me considerably better. Many have taken the position that if you do your job well, there is no problem in terms of reappointment, and I think that is true. However, the appointment process means simply the credentials that are required is seven votes from the Board of Aldermen. The point that you should keep in mind is that each time an appointment comes up for reappointment, whether it be a three year or six year term, the ability to rid the city of that individual can be done for whatever reason whatsoever without cause. Personally, there should be no terms for Department Heads, if they are doing their job then reward them in whatever terms you could, if they are not doing their jobs appropriately, then you should remove them for just cause. In hiring an individual in the first place, you are not limiting the City to what might be available outside in the community. By extending the term at least to six years, you are going to attract more people who are qualified in terms of handling those positions from outside as well as from inside, and people who would be reluctant to gamble a career and a future in private industry for a two or three year term. No term at all would be even better, because you would be working on an individuals total ability. One of the important reasons for this is when I first started 15 years ago, the operation of the City budgets was considerably easier than it is today. With the standards that have been developed through government, have made it so complex that the whole industry is becoming so complex that it requires a career professional. To limit yourself by reducing terms would certainly not be in the best interest of the Board of Aldermen or to the citizens of the City.

Ald. Rinker stated:

Several Department Heads have talked about serving at the pleasure of the Board, I'm wondering if the majority would agree with that, and if that might not be a better answer than a term.

Attorney George Morrisette, having arrived late and received the approval of the Board to speak on the first proposed amendment, was recognized and stated:

The present Charter has watered down the Commissioners to no more than a rubber stamp. The issue is what is in the best interest of the City, will you have control by one man who has very little interest in cost, production and taxes. He doesn't have that objective of making a profit which is a key instrumentality that controls a manager in private industry. Or will we have the collective mind of a Commission coupled with the Department Head, that is the issue. You probably don't want to do a great deal with the Charter, but I think you should do something to let the Department Heads know they shouldn't let this new power granted to them go to their head. If I am going to be a rubber stamp on the Commission, I should probably stay home. Commissioners must be allowed to talk to labor; we want to avoid the Department Heads picking up the good grace of a couple of Commissioners and putting Commissioners against Commissioners, because Commissioners are supposed to work collectively. If you don't feel we should amend the Charter this soon, help us along by passing some sort of Resolution, and we will do the best we can. We are violating state laws because they have authorized the Commissioners to govern the City, we don't have a City manager. If you eliminate the middle, then there is no communication between the Board of Mayor and Aldermen, who appoint us, and the Department Head, because there is no direct link there of control.

Mayor Beaulieu inquired of Attorney Tessier if you do have a Commission that have complaints in some areas, there is no difficulty with that Commissioner or Commission bringing forth information about a Department Head not doing his job or whatever? Attorney Tessier assured him that if a Department Head was not doing his job properly, he would hear about it from his Commission, and I would have no complaints about telling any members of the Board of Mayor and Aldermen.

Ald. Osborne stated:

I want to go on record that I still didn't receive any answer to the question that I asked, why was it taken away from the Commissioners and put with the Department Heads - for what reason. I have no answer yet.

Chief King stated:

I want to clear something up in regards to Mr. Morrisette, I have a Commission completely opposite of the description he gives. If my Commission has a complaint from the Aldermen or from anyone, they report to me, I report back to them, and if I am not doing right they tell me to do something about it. So they have direct input; if they see something wrong with the Police Department, they tell me. When it comes to discipline, I bring the charges forward, they sit as judges, and they determine whether the guy is guilty or not and whether he should be suspended. They have that power, if they don't utilize it, it is like anything else, there is real power and there is perceived power and there is a difference between them. If people think he doesn't have the power, he ought to look at it - he has the power, the right, if something is wrong with the company he is Commissioner of, he should ask the questions and get an answer.

Mayor Beaulieu advised the testimony would be taken under advisement for action at the Board meeting on October 4th.

All wishing to speak having been heard, on motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted to adjourn.

A true record. Attest.

  
City Clerk

State of New Hampshire  
Hillsborough SS

October 4, 1983

Personally appeared before me Atty. Hilda Fleisher, a member of the Airport Authority and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

PUBLIC HEARING

October 4, 1983

6:30 P.M.

Mayor Beaulieu called the hearing to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Osborne, Gimas, Gelinas, Crotty, Cashin, Thibault and Provencher. Absent: Ald. Pepino and Pariseau.

Mayor Beaulieu called upon Ted MacLeod, Highway Department, to make a presentation.

Ted MacLeod stated:

On May 9, 1979 we held the first public hearing on our facility plan; a facility plan evaluates long-range planning of water pollution abatement facilities. Our facility plan had two basic recommendations - the first was to continue construction of the interceptor program which we started back in 1973, and the second was to implement a long-range program of construction of storm drains to separate the storm water from our present system. The 1979 hearing addressed only the interceptor portion. Tonights hearing deals with the separation part of the program. I would like to introduce Dan Costello of Costello, Lomasney and Denapoli, the Consulting Engineer for this project, to present some details of the program, and then we will answer any questions.

Dan Costello stated:

Mr. Costello distributed a handout and advised that the presentation he would be making follows the handout in detail. I will briefly review the Interceptor Program so everyone will be up to date. Since we are dealing with separation, the first important issue is three definitions - a sanitary sewer is designed and used to carry only waste water; a storm drain carries only rain water; a combined sewer, which is the issue we are dealing with tonight, carries both waste water and rain water. In the olden days, we did design combined sewers in many New England cities, and those combined sewers discharged to the

local rivers and that is the situation that exists in Manchester today. It is important to review the history of Manchester's sewage system so we will know why we arrived at our present position. In 1870, there were only open sewers in Manchester - waste water was carried in buckets and discharged in the gutters of the streets. In 1870 there were three very serious choleric epidemics which prompted the Amoskeag Company to begin a program of sewer construction. By 1922 there were about 100 miles of sewers in the City, at which time Manchester hired its first engineer to evaluate the system. At that time the engineer planned a separate sanitary sewerage system and a separate storm draining system, however the City decided to proceed with construction of only the sanitary sewers. The important difference between the sanitary sewer and the storm drain is the size of the pipeline. The Christian Brook area - a 24 inch pipeline would be satisfactory to serve all of the sanitary sewage needs of that drainage area. The City just recently installed a 96 inch pipeline to handle the storm drainage needs of that drainage area. The Cemetery Brook area - a 36 inch pipeline will handle all of the sanitary needs, but their presently exists a 10 foot pipeline to handle all the drainage needs. A storm drain is far larger than a sanitary sewer - that is the important difference. In 1922 the City proceeded to build a sanitary sewer, which is the smaller pipeline. As flooding developed, it became a nuisance, the City connected catch basins to the sanitary sewers and therein made the sanitary system a combined system. That situation was continued until 1972, at that time we were able to backtrack through to 1922 and back to 1870 and we were able to confirm that the pipelines that were installed were only intended to be sanitary sewers. The City developed a long-range separation policy that said, "as development and redevelopment proceeds in the City we will begin our separation program." At that time there was 185 miles of sewers, in 1973 the City began construction of its interceptors and the Treatment Plant, those were completed in 75 and 76. In those interceptors, all dry weather flow, goes to the treatment plant for treatment, but during periods of rain storms, some combined sewage goes to the treatment plant, but a lot of other combined sewage continues to discharge to the Merrimac/Piscataquog River also to Cemetery Brook. In 1979, under this facility plan that was prepared by the City, we evaluated all the other drainage areas and the conclusions were the same - all of the pipelines that were installed were intended to be sanitary sewers and the storm drains were not installed. The conclusion was the same, to implement construction of the storm drain system as was planned in 1922. The facilities recommendations; the first one was to complete the construction of the interceptors and convey the sewage to the treatment plant. That action was accepted by the City in May 1979 during the other public hearing that we had dealing with this facility plan. Design funds were authorized. At the present time, the design is about 90% complete - all of the designs are being reviewed by Federal and State Agencies. Just recently the Black Brook portion of the plan has been funded - construction is expected to begin this spring, and all the remaining interceptors are now awaiting federal funding. As soon as the funding is available, the construction program can proceed. The second recommendation made in the facility plan was to construct a city-wide storm drain system - that action was accepted by the city in 1979, but the State and Federal government wanted to defer action until they had the opportunity to look more closely. They have since reviewed this plan and several other reports that have been prepared in the City in great detail, and they have now accepted the city's recommendation. But in order to complete the process, we had to have this public hearing tonight, and the Board of Mayor and Aldermen has to review their motion tonight from 1979, and pass another motion. That would complete the process and will allow the City to be eligible for State and Grant Funds for the separation program, and to proceed with the expansion of the treatment plant. Environmental and health issues associated with the present sewage system, about 140 miles of the present 230 miles of pipelines cannot accommodate a rainstorm that would occur with a one year return frequency. About 93% of the present piping system cannot accommodate a rain storm with a 25 year return frequency - and that would be the usual design of rainstorms in this city. People experience severe flooding every year; the Highway Department gets inundated with telephone calls - flooded basements, flooded yards - they receive so many phone calls that it is impossible to record them all. Many of you recall several years ago that there was a flooding problem with Christian Brook and Water Supply and Pollution Control Commission ordered the City to correct the situation, and in the meantime, suspended all development in that particular area. This could happen to the City again in another area - the important difference would be, that with the acceptance of this program and a sanction by Water Supply and Pollution Control Commission, the City would be in an excellent position to implement corrective action, whereas in the Christian Brook situation they are not. As a result of separating the system, we then would regroove the present combined sewage that discharges to the Merrimac and Piscataquog River and continues to pollute those waters. As a result of the construction of this, there would be no adverse effects whatsoever. There would be some short-term adverse effects in terms of disruptions that are associated with construction operations, but those are all temporary. There would be no long-term effects associated with this program. In terms of cost - at the present time we have an agreement wherein 7 areas of the City have been approved for separation along with construction of the interceptors that are now designed - that is an authorization, informal but we plan to get it in writing soon, of about \$670,000. The City is also proceeding with a storm water management program wherein the preliminary design of the separation facilities will be completed - at that time the City will have a very good up-to-date estimate of what this entire program is going to cost and a real definition of what is eligible. Right now as development and redevelopment proceeds in the City, the sewers are being separated. At the Center of New Hampshire, sewers are being separated and storm drains are being put in. He indicated the areas on a map being served by storm drains, advising that some areas in Manchester have been separated. But for the most part, most of the City is not. This is a long range program - not something that will be completed overnight. The important thing is to replan it the way it was intended in 1922 so that when the opportunity presents itself, the City can take advantage of it. In 1977 this was an estimated cost of about \$100 million; based upon our negotiations with the State of New Hampshire, the majority of that will be eligible for 95% funding by the State and Federal government. As it stands

now, we are addressing that issue continuously with both of those agencies, so that we will have a firm hand on that for when we meet the next time. The suggested action for tonight - in May 1979 you took the vote to adopt the facility plan and authorize the submission to the appropriate State and Federal Agencies, as recommended by the Highway Commission and Mr. MacLeod; we would suggest that you confirm that resolution.

Mayor Beaulieu called for anyone wishing to speak for or against the proposal, or any questions from the Board.

Ald. Thibault inquired if we would end up with the same situation we now have whereas the City went on line 7 or 8 years ago with the sewers, and the west side of Manchester is still not connected and it is still paying; that I have even heard rumors that we are not too interested in connecting the west side now anyway, because we are getting the money and we don't have the service; that I want to make sure that if we are doing something like this that we are heading in the right direction and not, again, the City putting up some money up front and just tying it up for nothing, and the Federal and State government is not coming through with their share; I want to go on record that I want the west side connected as soon as possible.

Mr. MacLeod advised that we are on record with Water Supply and Pollution Control Commission desiring to have the west side connected to the facility at the earliest possible opportunity; we have been pushing for the implementation of the remainder of the interceptor program and in particular the west side; that the Water Supply and Pollution Control Commission is the one who sets the priorities, but we have let them know what our feelings are about the matter; that the separation program is very low priority state wise and with BPA, it comes after all treatment needs have been met, so that in a few years, if funds to become available for this type of program, at least we have our plan prepared, it has been approved by all the appropriate agencies, it has had a successful hearing and we are all set to go; additionally it allows us, as we develop areas of the city, whether its the east side or the west side, to try to get eligibility for storm water separation parts of those programs; when we construct the interceptors, if we can show that there are certain areas where storm water separation is more cost effective than overflow storm water, then we can get eligibility for that too; so it is not committing the City to any funds in any area, it is just positioning us to be ready to receive federal and state assistance when the funds become available. There is a seven day period where the public is free to submit their testimony to the Board, and once that seven day period is up, we would like a motion from the Board reaffirming the acceptance of the facility plan that was done back in 1979. The State Water Supply and Pollution Control Commission did not agree with the cities conclusion that we should separate the system by constructing storm drains; their position has been that if there were to be separation, we would construct new sanitary sewers and use the existing system for storm drains. It was our position that the existing system was inadequate even for a one year storm, so it made no sense to tear up every street in the City, putting in new sewers, get it all paved and the next time it rains it floods all over the place. The Water Supply and Pollution Control Commission suggested that we do another study to determine the extent of the separation that could be justified, and for over two years we tried to reach agreement with the state and an engineer to do that, but we were unsuccessful in getting agreed on the scope of services. Recently, when the federal law changed and clearly pointed out that storm water separation programs were a much lower priority than secondary

treatment programs, the state then agreed with our recommendations of 1979, since now it was not likely that the projects would be funded in the near future and divert funds from treatment works in other areas of the state. The motion could be passed contingent on any testimony. Ald. Thibault made the motion to adopt the Facility Plan and authorize its submission to the appropriate State and Federal Agencies, as recommended by the Highway Commission and Theodore S. MacLeod, P.E., Public Works Director, contingent upon any testimony received within seven days. The motion was duly seconded by Ald. Provencher. Ald. Cashin raised question as to if 100 people wrote in and opposed this, we have already made the motion. Mr. MacLeod advised that the Board could reconsider the motion; that the purpose of this hearing is to determine if there is adverse environmental impact related to the project, not so much whether anyone is for or against the project, but whether there is adverse environmental effect; that if the Board feels more comfortable, there is not a big rush to get this done. Ald. Thibault rescinded his motion, action to be taken at the next Board meeting, after the Board has had a chance to receive testimony from the public on this. Ald. Provencher rescinded the second to the motion. Mr. MacLeod advised that the notice has been published in the newspaper. There being no further business, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to adjourn.

A true record. Attest.

*Edith J. Pichler*  
City Clerk

BOARD OF MAYOR AND ALDERMEN  
JOINT MEETING WITH LIBRARY TRUSTEES

October 4, 1983

7:15 P.M.

Mayor Beaulieu called the meeting to order.

Order

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Osborne, Gimas, Gelinis, Crotty, Cashin, Thibault, Provencher; Library Trustee Marvin, Baker, Gagnon, Sullivan and Zachos. Absent: Ald. Pepino, Pariseau; Library Trustee Sheehan and McIninch.

Mayor Beaulieu advised the purpose of the meeting was for nominations.

Ald. Batalis nominated Anne Zachos to the Library Trustees to succeed herself.

Anne Zachos  
nominated  
Library Trustee  
Close Nominations

On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted to close nominations.

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted that due to a previous commitment, Mrs. Zachos would not be required to be present for confirmation.

There being no further business, on motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to adjourn.

Adjourn

A true record. Attest.

*Edith J. Pichler*  
City Clerk

BOARD OF MAYOR AND ALDERMEN

October 4, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Order

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinis, Crotty, Pariseau, Cashin, Thibault and Provencher.

Roll Call

City Clerk Following an explanation by the City Clerk, on motion of Ald. Rinker duly seconded by Ald. Thibault  
 Voted it was voted to take up Number 41 on the agenda first.

Testimony relative to proposed amendments to the City Charter was presented at a public hearing held September 27 and action deferred to this meeting.

Proposed Amendment Proposed Amendment, Sect. 3.20 Department Head responsibility

Ald. Cashin made the motion that the proposed amendment be denied. The motion was duly seconded  
 Roll Call by Ald. Provencher. On a roll call vote, Ald. Rinker abstained; Ald. Carignan, Batalis, Gelinas, Cashin, Thibault and Provencher voted nay; Ald. Pepino, Osborne, Gimas, Crotty and Pariseau voted yea. The Clerk advised there were five yeas, six nays, one pass and the motion carries. Discussion followed in which the Board concurred that there was confusion as to the meaning of the motion.

Recess Order Mayor Beaulieu called a brief recess to confer with the City Solicitor.  
 Rephrase Motion Mayor Beaulieu called the meeting back to order and requested the City Clerk to rephrase the motion and have another roll call vote. The City Clerk advised the motion would be that the question not be referred to a referendum, then the yeas will be in favor of the motion that it not go on the ballot, and the nays will be opposed and want it to go on the ballot. The City Solicitor suggested that those who want it to go on the ballot say yea, and those who don't want it go go on the ballot say nay. Mayor Beaulieu advised a yes vote would be supporting putting it on the ballot, and a no vote would be not to put it on the ballot. On a roll call vote, Ald. Rinker abstained; Ald. Carignan, Batalis, Gelinas, Cashin, Thibault and Provencher voted nay; Ald. Pepino, Osborne, Gimas, Crotty and Pariseau voted yea. The Clerk advised there were five yeas, six nays and one pass. Mayor Beaulieu advised the proposed amendment would not be put on the ballot.

Roll Call

Voted

Proposed Amendment Proposed Amendment, Sect. 3.34 Terms of Office Limited

Ald. Pariseau made the motion that the question be put on the ballot. The motion was duly seconded  
 Roll Call by Ald. Pepino. On a roll call vote, Ald. Rinker abstained; Ald. Carignan, Batalis, Gimas, Gelinas, Crotty, Cashin, Thibault and Provencher voted nay; Ald. Pepino, Osborne and Pariseau voted yea. The Clerk advised there were three yeas, eight nays and one pass. Mayor Beaulieu advised the motion is defeated, the amendment will not be put on the ballot. Ald. Rinker advised that he had some strong feelings in this area; that he felt that Department Heads ought to serve at the pleasure of the Board, although it is too late for that this year, some Department Heads have indicated that they could live with it; that this is why I abstained on the motion.

Voted

Minutes Accepted On motion of Ald. Batalis duly seconded by Ald. Pariseau it was voted to accept minutes of  
 Voted meetings of August 2, 10 and September 6 and 27.

Pole Location Pole location, manhole location, buried conduit and transfer of pole location, Public Service Co.  
 petition #11-602 was presented as received. On motion of Ald. Gimas duly seconded by Ald. Thibault  
 Granted it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Sidewalk Imp Petitions Sidewalk Improvement Petitions were presented for:

Wilfrid P. Lavallee	1173 Somerville St.
James A. Nichols	71 Nashua St.
James B. Morreale	2030 Elm St.
Sandra Rogers	959 Hayward St.
Adrienne Bucknam	312 Pearl St.
Helen Burke	360 Cedar St.
Robert J. Frasier	348 Harvard St.
Robert J. Frasier	286 Hayward St.
Guy & Marie Therrien	450 Front St.
Suzanne V. Luebker	324 Mammoth Rd.

On motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Granted

Communications were presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communications were received and filed.

Cm.fr.Ex.Cn.  
Georgopoulos  
R&F

Communication was presented from New Horizons for N.H. Inc. expressing regret at the position taken by the Board relative to the relocation of the Soup Kitchen. Ald. Provencher advised that he felt the Board's action to take the Soup Kitchen away from those neighborhoods was a correct one, but he felt we should be able to help them out as the Soup Kitchen is a good idea. Mayor Beaulieu advised the Board would do anything they could to help them; that if anyone should see a site suitable for them, we should bring it to the Board and we would work with them; that he would relay this message to New Horizons for N.H. Inc. Ald. Pariseau made the motion that the communication be received and filed, and suggested that Mr. Czeciuk be informed that we were just responding to the citizens concerns. The motion was duly seconded by Ald. Provencher. Ald. Pepino inquired if we had a Human Services Committee, Mayor Beaulieu advising that at one time we did; that we do have the Volunteer Action Center; that the Mayor's office is available and we can work with him. There being no further discussion, on the motion it was so voted.

Cm.fr.New  
Horizons

R&F

Communication was presented from Radio Cabs, Inc. requesting that consideration be given to an amendment to Sect. 14-228 which would permit an increase in taxicab fares. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Radio  
Cabs, Inc.

Ref.Bo2R

Notice of Hearing, State of New Hampshire, Labor Relations Board, to be held October 27 at 1:30 P.M. at the PELRB office. Being informational, the notice was received and filed.

NoticeofHearing  
LaborRelations  
10/27/83  
R&F

Communication was presented from State of New Hampshire, House of Representatives, relative to acid rain and the impact of a predicted oil cutoff with electric blackouts which can be solved through sensible energy planning. On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to refer the communication to the Energy Committee.

Cm.fr.House  
of Rep.

Ref.EnergyCm.

Communication was presented from Donald Still relative to dedication of a new building which will house the Merci Box Car and requesting a contribution of \$1,000.00 from the City to assist in this restoration. Under the rules, the communication was referred to the Committee on Finance.

Cm.fr.Donald  
Still

Ref.Cm.Finance

The agenda for the Board meeting of September 6 contained a lengthy report from the Elderly Services Policy Committee which included recommendations; the report was received and filed without specific action taken on the recommendations, a copy of which was presented. On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to refer the Report to CIP for evaluation.

Report from  
ElderlySvc.

Ref.toCIP

Communication was presented from Department of Aviation together with a proposed lease negotiated with the new Airport restaurant owner. Ald. Provencher moved to authorize the Mayor to execute the lease for and on behalf of the City of Manchester, subject to review of the City Solicitor. The motion was duly seconded by Ald. Crotty. In answer to Ald. Carignan's question, Mr. Goodwin advised the new owner was Personalized Food Manatement Systems Inc., from Kingston, Rhode Island.

Cm.fr.Dept.  
of Aviation

On the motion it was so voted.

Voted

Communication was presented from Department of Aviation relative to relocation of three barracks buildings located along Perimeter Road and requesting authorization to move the buildings subject to the Manchester Building Department. Mr. Hoben advised the Board approved, as part of the 1983 Budget Contingency Fund as part of CIP, \$200,000. out of Airport Funds; that these funds

Cm.fr.Dept.of  
Aviation

were designed to use as matching funds for Federal Grant Funds that will come in during the year; that this particular request does not match any Federal funds, but funding is available if by special exception you let it proceed; that this land is an important aspect to the Sanders Development; that buildings generate revenue for the Airport Authority and Mr. Goodwin believes he can find somewhere to relocate the buildings. Ald. Crotty inquired if it wouldn't be cheaper to build new buildings, Mr. Goodwin advising that each of these three buildings generates about \$23,000. annually. Mr. Acorace advised we have had estimates ranging from \$70,000 - \$100,000 to move these buildings; that in keeping with Mr. Hoben's recommendation, he recommends that the bills be charged against Airport Reserve Fund not to exceed \$100,000. to move all three buildings, it being a special exception to utilize these funds. There being no further discussion, on motion of Ald. Pariseau duly seconded by Ald. Pepino it was voted to authorize relocation of the buildings under the supervision of the Building Department, subject to the rules and regulations previously set forth by the Board of Mayor and Aldermen, the funding to be charged against Airport Reserve Fund not to exceed \$100,000.

Voted

Cm.fr.Bd. of Assessors

Communication was presented from Board of Assessors relative to RSA 74:4-a "Any municipality by vote of its Board of Selectmen, City Council or Board of Aldermen may elect not to utilize the inventory forms and procedure" and requesting that the Board elect not to utilize these forms in 1984. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to grant the request.

Voted

Rep.fr.Bldg Dept.

Report from the Building Department relative to request of Thomas McCarthy to relocate a building from Grenier Field to So. Willow St., Mr. McCarthy's request being cancelled, on motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to receive and file the report.

R&amp;F

Cm.fr.CityClk

Communication was presented from City Clerk advising of procedure for nominations for certain vacancies. Being informational, the communication was received and filed.

R&amp;F

Cm.fr.Finance Officer

Communication was presented from Finance Officer relative to Hillsborough County Tax, together with Mayor Beaulieu's communication to the County Commissioners. Being informational, the communication was received and filed. Mayor Beaulieu advised Mr. Acorace and himself had gone in with other communities to find out why the the big increase in the last two years; that we made some recommendations to them about bonding. Ald. Provencher expressed concern that we were paying more than we should, and felt we should know when the last time was that an audit was done. Mr. Acorace advised the percentage was set annually by the Department of Revenue Administration in Concord; that population is one of the factors, our current assessment being roughly 29% of the total Hillsborough County bill; that the reason for the major increase this year, is that the previous fiscal year had a supplemental budget appropriation in excess of one-half million dollars which came after the tax rate was set; that when they went through their budget process this year, that was not part of their budget, and they used surplus funds to supplement. Following discussion, in which Mayor Beaulieu requested Mr. Acorace to send a letter to the County Commissioners requesting that we talk about this information, and advised that at the meeting, they mentioned to the Chairperson of the Hillsborough County Delegation that the Delegation convey the message that we try to keep the costs down; that we were told we could expect a reasonable budget next year.

R&amp;F



attached hereto and made a part hereof, be granted and approved contingent on receipt of a signed agreement. On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted. Ald. Pepino being recorded as opposed.

AccRecAdopted

Rep.Cm.Finance  
Resolution

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

"Authorizing Bonds or Short Term Notes in the Amount of \$35,000.  
for 1983 CIP MTA Capital Equipment 7.20102"

ought to pass. On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that the Finance Officer be authorized to transfer the sum of Fifteen Thousand Four Hundred and Forty Three Dollars (\$15,443.) from Contingency to the following:

\$ 15,000. Non Departmental - Amoskeag Ledge Fencing  
443. Probation Operating Budget

and for this purpose a Resolution is submitted. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted. Ald. Thibault being recorded as opposed. Mr. Acorace advised that the \$443.00 to the Probation Operating Budget is a mistake; that that amount could be charged directly to that Department for expenses; that he would suggest amending the motion to a maximum of \$15,000. from Contingency, deleting the Probation Operating Budget. On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to amend the motion to delete the \$443.00 to the Probation Operating Budget. On the main motion as amended, it was so voted.

AccRecAdopted

Motion Amended

Voted

Resolution

Resolution:

"Authorizing Bonds for 1983 CIP Financing for Capital Improvements to the Manchester Water Works in the Amount of \$725,000."

ByTitleOnly

Ref.Cm.Finance

Ordinance

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to read by title only. Under the rules, the Resolution was referred to the Committee on Finance.

Ordinance:

"Amending Section 17-16. Sunday Activities of the Code of Ordinances"

ByTitleOnly

Passed to be Enrolled

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to read by title only. This Ordinance having had its second reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Crotty, it was voted on passing same to be enrolled.

Recess

Order

Mayor Beaulieu called a recess to permit the Committee on Finance, Licenses and Enrollment to meet. Mayor Beaulieu called the meeting back to order.

Rep.Cm.Finance

Resolutions

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

"Authorizing Bonds for 1983 CIP Financing for Capital Improvements to the Manchester Water Works in the Amount of \$725,000."  
"Authorizing Bonds for 1984 CIP Financing for Capital Improvements to the Manchester Water Works in the Amount of \$700,000."

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A Report of the Committee on Enrollment was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Section 17-16. Sunday Activities of the Code of Ordinances"

is properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Licenses was presented wherein they respectfully recommend, after due and careful consideration, that the following Tag Day request

Manchester Pop Warner Football Association                      October 8                      Saturday

be granted and approved under the rules and regulations set forth by the Board of Mayor and Aldermen. On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

Resolution:

"Authorizing the Finance Officer to transfer a total of Fifteen Thousand Four Hundred and Forty-three Dollars (\$15,443.) from Contingency Account"

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only.

On motion of Ald. Gimas duly seconded by Ald. Gelinis it was voted that the Resolution be referred to the Committee on Finance.

Ordinance:

"Amending Section 17-16. Sunday Activities of the Code of Ordinances"

On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted to read by title only.

On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to place this Ordinance on its third and final reading under suspension of the rules.

Following its third and final reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted that it pass to be ordained under suspension of the rules.

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to set the polling hours for the Election to be held November 8, hours being 6:00 A.M. to 6:00 P.M.

On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted to ratify and confirm a telephone poll conducted on September 26 relative to release of voting machines to prepare for programming for November 8 election.

On motion of Ald. Rinker duly seconded by Ald. Gimas it was voted to confirm the Mayor's appointment of Hilda Fleisher to the Airport Authority, term expiring March, 1984.

Election of Board of Water Commissioner, nominees being Darcy Hart and George Croteau, for a term of six years beginning January, 1984.

Ballot Number 1

Ald. Rinker, Pepino, Gimas, and Pariseau voted for Darcy Hart; Ald. Batalis, Osborne, Gelinis, Crotty, Cashin, Thibault and Provencher voted for George Croteau. The Clerk advised there were seven votes for George Croteau, four votes for Darcy Hart, and George Croteau is elected to the Board of Water Commissioner for a term of six years beginning January, 1984.

Presentation of AFSCME's position regarding CETA employees by James Anderson.

Mr. Anderson stated:

I am here to present the position that AFSCME took in regards to, what seems to be a very hostile point, the summer employment of youth in the City of Manchester.

Rep.Cm.  
Enrollment  
Ordinance

Properly  
Enrolled  
AccRecAdopted

Rep.Cm.Licenses

AccRecAdopted

Resolution

ByTitleOnly

RefCm.on  
Finance

Ordinance

ByTitleOnly

3rd&Final  
Reading under  
Susp.ofRules

Ordained under  
Susp.ofRules

Polling Hours  
November 8  
6:00AM-6:00PM

Ratify&Confirm  
Tel.Poll

Voted

Confirm  
HildaFleisher  
AirportAuth.

Election for  
Board of  
Water Comm.

Ballot #1

GeorgeCroteau  
elected

Presentation  
by James  
Anderson from  
AFSCME

AFSCME is Council 68, which I am the Executive Director of, is signed into an agreement with Southern New Hampshire Services and are required to review all proposed CETA expenditures and programs which participants have requested. The City of Manchester did make a request for a program involving employees which we did review with CETA, this was done in May of this year, and at that time we objected to that program, indicating our reasons why the program was not allowed. On approximately July 1, I learned that there was employees working at the Parks and Recreation Department, and no one knew how they got there. At that time I wrote a letter to the Personnel Department requesting information in regards to who these employees were and how they happen to be working within the Department of Parks and Recreation. The communication which was sent back to me on July 11, indicated that they were from a volunteer organization which was funded by New Hampshire Southern Services, which is CETA. Upon discussion with the Soutner New Hampshire Services, we found that Parks and Recreation was having these employees doing the same work which we had already discussed in May. We have never taken a position, nor will we ever take a position against the youth working in our City. We have continually worked on every program that has been requested to put these young people to work. This was the first year that the City did not make the recommendation, but went directly to this volunteer group who was funded through Southern New Hampshire Services in order to avoid, we believe, the right of discussion with our Union. Our reasons for objection are based on many actions of this Board; one of the actions was that there was a reduction of the work force within the Parks and Recreation Department; secondly there was a hiring freeze at that time; thirdly, the expansion of the responsibilities of the Department itself, with no increase in the manning of the employees in that Department. The jobs that were performed, or are going to be performed, were jobs that are normally done by our people, and are normally required under their job description. The Department has reduced the number of employees within that Department by three, and it has been sought, until this time, not to fill these positions, so as to reduce the work force by three, and you have contually added additional parks and other facilities that are the responsibility of the Parks and Recreation Department to maintain. It seems clear to us, that based on that, that what was being done is the use of CETA Funds to subsidize the budget of the Parks and Recreation Department which is a clear violation of the CETA laws. Those are the only reasons for objection by AFSCME. We have spoken to them, and we will continue to, if we have the opportunity to try and get and youth working. We had already discussed with CETA the opportunity of keeping these 25 people working, and had indicated areas where we felt that there was an opportunity to keep them working, and all that was needed was the ability to discuss with the Departments if they would accept those people.

John Hoben

John Hoben advised as part of the Riverfront Park System there are plans to extend the walkway along the riverfront near the Notre Dame Bridge; that Mr. Madden, who is developing property along the river has offered to donate a recreational easement running the entire length of his building along the river and an additional five feet along Commercial Street to accommodate those plans; that we worked with him on the legal description, and he has drafted an agreement for an easement which was reviewed briefly by Mr. Clark; that he requested that the Board grant authorization to accept the easement from Mr. Madden for this purpose subject to the approval of the City Solicitor's Office, realizing that the City will be responsible for keeping this properly maintained. Ald. Pariseau moved to grant authorization as requested. The motion was duly seconded by Ald. Thibault. In answer to Ald. Crotty's question, Mr. Hoben advised that the sidewalks would be put in at the City's expense, as that has been budgeted and approved. Ald. Crotty advised he felt those sidewalks would be put to better use on Mammoth Road. On the motion it was so voted, Ald. Crotty being recorded as opposed.

Easement

Voted

Ald. Pepino

Ald. Pepino advised that Dave Wenners, Ward 4, has a petition for rezoning in for Bills on Second Reading; that he has spoken to the Chairman of Bills on Second Reading who advised him that the Committee has been very busy with rezoning requests; that the problem is that people with 2 - 5 lots to their homes are passing away, and the homes are being bought by people who are building two family houses in a one family zone; that he has spoken to Mr. Grogan about this matter; that he requests that the Board set a hearing date for Bills on Second Reading so that a notice will be published, thus preventing anyone from obtaining a permit until such time that the hearing has been held. Ald. Gelinas advised that Bills on Second Reading Committee had planned to schedule more public hearings, but the City Clerk felt that with the election schedule, this would

not be an appropriate time to do so; that the Committee would be meeting next week and would report out in October the schedule for public hearing requests; that there is presently a case being taken under advisement by Bills on Second Reading, such as the one Ald. Pepino is suggesting, which requires a considerable amount of consideration; that he did not feel we should bring out another one prior to this one being resolved; that he felt we should wait two weeks and utilize the proper method that we have been using for years. Mayor Beaulieu advised that he supported Ald. Gelinas's recommendation that we wait a few weeks. Ald. Gelinas advised that if a variance is presented to the Zoning Board of Adjustment, they must hear the case; it is conceivable that if someone in the area felt that a variance should not even be heard, they could come to the Board of Mayor and Aldermen and suggest that a Rezoning be held, and the Board could be forced to act on a Variance Request through a zoning change, which would complicate the zoning issues in Manchester; that he suggested we move very carefully in this area. Ald. Rinker advised that Ald. Pepino was just trying to get the notice of public hearing posted so that these things can be considered before they happen; that he did not care when the public hearing was held, only that the notice get posted, because in the interim period, five more buildings could go up in this area; that he felt as Aldermen we have an obligation to address these issues, because no one else is addressing them. Ald. Batalis stated that this was a case of superseding the Committee, and he did not believe in this. Ald. Pepino advised there will be eight buildings going up shortly in this area. Ald. Pepino moved that a date be set for Bills on Second Reading to hold a public hearing on the request that the present R-2 zoning district bounded by Mammoth Road, Hanover Street, Beacon Street and Lowell Street be rezoned to an R-1 zoning district. The motion was duly seconded by Ald. Rinker. Following more lengthy discussion, in which Ald. Gelinas advised that if this was approved, everything in that area would be stalled until such time that a public hearing was held and the Committee made a decision, and the Board acted on the Report on Bills on Second Reading. On a roll call vote, Ald. Pepino, Osborne, Gimas, Pariseau, Thibault, Provencher and Rinker voted yea; Ald. Gelinas, Crotty, Cashin and Batalis voted nay; Ald. Carignan recorded as absent. The Clerk advised there were seven yeas; four nays; one absent and the motion carries. Mayor Beaulieu vetoed the vote. Ald. Thibault advised he voted yea because he felt that an Alderman should be able to protect the constituents in his ward. In response to question raised by Ald. Provencher, Mayor Beaulieu advised he agreed with Ald. Gelinas; that we are having difficulty with zoning throughout the City, and various groups come in to us to take action immediately and bypass the various Committees; that he has talked to John Hoben on several occasions to have someone look seriously at the total picture of the City which is something we will have to address in the very near future; that my intention in vetoing the vote is to make sure that we do not keep bypassing the Committees. Ald. Pepino advised this City has a Zoning Plan that was adopted in 1965; that the whole City has zoning problems right now, and this is the only route they have to correct it; that eight new projects have come into the Ward since last Friday; that he did not care about the various Boards or Committees, he cared about the people; was this Board here for the people of Manchester or for a few special interest groups? Ald. Cashin advised he could understand Ald. Pepino's frustration, but there was a meeting scheduled on the October 17th to discuss those issues; that all of the Aldermen were having these same problems, but it could not be handled piecemeal; that collectively,

Motion

RollCall

Voted  
Vetoed

RollCall to  
override veto

Defeated

Adjourn

Bills on Second Reading, Planning, Zoning Board and the Building Department have got to come together and come up with a workable plan; that the Alderman is suggesting that we set a date for a hearing thus denying all building permits until such time that that hearing takes place; that this is not reasonable. Ald. Pepino advised we would not be denying all building permits, but just building permits for two-family houses or better; that we have been holding public hearings for the past two weeks on piecemealing areas of the City, and he requested a roll call to override the Mayor's veto. On a roll call vote to override the Mayor's veto, Ald. Pepino, Osborne, Gimas, Pariseau, Thibault and Rinker voted yea; Ald. Gelinas, Crotty, Cashin, Provencher, and Batalis voted nay; Ald. Carignan being absent. The Clerk advised there were six yeas; five nays; one absent, and the motion was defeated.

There being no further business, on motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to adjourn.

A true record. Attest.

*[Handwritten Signature]*  
City Clerk

Copy of communication distributed to all members of the Board of Mayor and Aldermen relative to the 1984 Budget.

BOARD OF MAYOR AND ALDERMEN

PUBLIC HEARING

October 18, 1983

6:30 P.M.

Order

The Clerk called the meeting to order.

Roll Call

The Clerk called the roll. Present: Ald. Rinker, Batalis, Osborne, Gimas, Gelinas, Cashin, Thibault and Provencher. Absent: Mayor Beaulieu; Ald. Carignan, Pepino, Crotty and Pariseau.

Acting  
Chairman

On motion of Ald. Gelinas duly seconded by Ald. Thibault it was voted to name Ald. Cashin Acting Chairman in the absence of Mayor Beaulieu.

Purpose

The Clerk advised that the purpose of the public hearing is to hear those wishing to speak in favor of or in opposition to the updated Elderly Exemption provision which will appear as a referendum question on the ballot at the November 8th election; that she would present the referendum question for discussion at which time those wishing to speak in favor will be heard, followed by those wishing to speak in opposition; that anyone wishing to speak must first step to the nearest microphone when recognized and recite his name and address in a clear, loud voice for the record; that each person will be given only one opportunity to speak and any questions must be directed to the Chair.

"Shall we adopt the provisions of RSA 72:43-b and 43-c for expanded exemptions on real estate which provide for a resident 65 years of age up to 75, a \$5,000. exemption; a resident 75 years of age up to 80, a \$10,000. exemption; a resident 80 years of age or older, a \$20,000. exemption, provided that the resident owns the real estate individually or jointly with another or his spouse with whom he has been living for at least 5 years as man and wife; said resident had a net income of less than \$7,000. or combined income with spouse of less than \$9,000.; and owns assets of any kind, tangible or intangible, less bona fide encumbrances, not in excess of the value specified in RSA 72:43-c, III; provided that the exemptions shall be based upon the assessed value of the real estate?"

Ald. Cashin called for those wishing to speak in favor.

Paul Martineau, Board of Assessors, was recognized and stated:

The Assessors are the ones that requested that this question be placed on the referendum, and the Board approved this in September. The reason we did this is because this exemption presently is worded exactly as the one that was passed in 1977 except for one exception which in essence says it allows us to use the assessed value of the property in lieu of presently, the market value of the property. Presently people are entitled to have \$50,000. in total assets, however we have to consider the market value of the property which is not the assessed value. Therefore, by using the assessed value, we are going to insure that the people who are presently getting the exemption will continue to get it, and other elderly people will be able to qualify.

Ald. Gelinas inquired if this was the maximum exemption allowable by law, advising that some other communities have something in their books that allows them more exemptions.

Paul Martineau stated there is another exemption known as the adjusted elderly exemption, which does not include the property whatsoever as part of their assets, but this has usually been passed in conjunction with revaluation. Because when you have revaluation, if a person is assessed for \$20,000., you have revaluation and that property is worth \$50,000., therefore, under what we are operating they wouldn't qualify, but in conjunction with revaluation, what they do is disregard that property and they are entitled to these other exemptions. However, if a person is under that particular exemption, if his house is assessed for \$55,000. and he qualifies for \$10,000., he still has to pay taxes on the remaining balance, which is \$35,000. So we feel for this community, this way is the better exemption to take.

Ald. Provencher inquired if they got this automatically, or did they have to apply for it.

Paul Martineau stated it was not automatic, the persons have to come in and apply for it on a one-time basis. It is a permanent application that they file. There are other criteria that they also have to meet; they have to be residents of the state for five years; they have to have owned the property for one year prior; they are limited as far as their income. We review the cards on file, and if someone were getting the exemption and they did not have a card on file, they would be removed.

Ald. Rinker inquired what they would do in a case where a person qualifies, and then later becomes unqualified.

Paul Martineau stated when they have the property inventory form, the person filing it signs the card under the penalty of perjury that they qualify. If they inherit money that would disqualify them, we have had people come in and tell us and we take them off; we do not have the time to requalify everyone every year; we assume the person is honest unless it is proved that they are not.

Ald. Thibault suggested that we send a card with the tax bill for those exempted people to sign under the penalty of perjury to be sure that they still qualify; this would be a mechanism to know if they still qualify without them having to come in and reapply.

Paul Martineau advised this was a very good suggestion and he would look into it.

Ald. Cashin called for those wishing to speak in opposition. No one appeared to speak opposing.

When all wishing to speak had been heard, Ald. Cashin advised that the question would be on the ballot for the November 8th election.

Ald. Cashin declared the public hearing adjourned.

A true record. Attest.

  
City Clerk

BOARD OF MAYOR ANDERMEN

October 18, 1983

Mayor Beaulieu called the meeting to order.

7:30 PM

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Pariseau.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino,

Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Pole location, manhole location, buried conduit and transfer of pole location, Public Service Co.

petition #11-610 was presented as received. On motion of Ald. Osborne duly seconded by Ald.

Adjourned

Order

Roll Call

PoleLocation

Granted Carignan it was voted to grant the prayers of the petitioner under the supervision of Department of Highways.

SidewalkImp  
Petitions Sidewalk Improvement Petitions were presented as received:

Helen Petas	73 Hilton Street
Earl Holmes	494 Merrimack Street

Granted On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Cm.fr.Ald.  
Pepino Communication was presented from Alderman Leo Pepino relative to the zoning ordinance and requesting the Board of Mayor and Aldermen to begin City-wide rezoning, further requesting while a specific rezoning proposal is under consideration that no building permits should be issued. Ald. Pepino advised he attended the Bills on Second Reading meeting last night, and they felt this should be referred to the Planning Board, and he moved that this communication be referred to the Planning Board. The motion was duly seconded by Ald. Gelinas. Ald. Gimas inquired if this meant that no permits would be issued until this comes out of the Planning Board. Ald. Pepino advised that was correct; that he was going to bring up the rezoning of Ward 4 under new business tonight, however the Mayor, through the Aldermen, made a concession with the developer to build four single family houses instead of five two-family houses; that we had a meeting with all the people from Ward 4 that are here, and they are in agreement with this; that Bills on Second Reading would be meeting next Monday night and schedule a public hearing for rezoning in Ward 4. Ald. Rinker advised that until such time that a new land-use plan is devised, the Board has an obligation to look at some of these things individually to see if things have changed significantly enough to consider voting on them here. There being no further discussion, on the motion it was so

Voted voted. Ald. Gimas being recorded as opposed.

Cm.fr.Lane  
Damon Communication was presented from Lane Damon, a member of the Art Commission, submitting suggestions for the Board's consideration and advising of the resignation of Lucielle Martin who is leaving the area. On motion of Ald. Pariseau duly seconded by Ald. Rinker it was voted to accept the resignation with regret.

Voted

Cm.fr.Joan Doty Communication was presented from Joan B. Doty, a member of the Citizens' Task Force on Acid Rain, submitting, for the Board's consideration, a Resolution concerning acid rain and requesting passage of the Acid Rain City Resolution. On motion of Ald. Rinker duly seconded by Ald. Provencher it was voted to adopt this Resolution.

Voted

Cm.fr.St.Francis  
of Assisi  
School Board Communication was presented from St. Francis of Assisi School Board relative to a potentially dangerous hazardous situation in the Faith Lane/Riverview Estates area along Hazelton Avenue and requesting assistance in alleviating this situation. On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted to refer the communication to the CIP Committee for consideration.

Ref.CIP Comm.

Cm.fr.Office of  
Mayor Communication was presented from Office of the Mayor relative to acceptance of an easement donated by Five-Forty North Associates at 540 Commercial Street for the Riverfront Park System, requesting formal acceptance and enclosing the easement which has been reviewed by the City Solicitor. On

Voted motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted to authorize acceptance of the easement and refer to the City Solicitor's office for recording at Hillsborough County Register of Deeds.

A warrant for the collection of sewer charges levy 1983 quarter 4 in amount of \$16,380.67 was presented as received. On motion of Ald. Gelinis duly seconded by Ald. Osborne it was voted to commit the warrant to the Tax Collector for collection under the hand and seal of the Board of Mayor and Aldermen as amended, abating \$754.21 therefrom paid since preparation.

Warrant for sewer charges

Voted

1982 Annual Report, Manchester Water Works, all Aldermen having previously been furnished copies. On motion of Ald. Rinker duly seconded by Ald. Pariseau it was voted that the report be accepted and received and filed.

1982 Annual Rpt Water Works

R&F

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing a B-2 General Business Zoning District in the Vicinity of Second Street, Woodbury Street relocated, Dartmouth Street and Schiller Street"

be deemed inexpedient to legislate and, further, that the City of Manchester submit a bill covering the costs incurred in holding a public hearing, as ordered by the Board, on October 3, 1983 to Emile R. Bussiere, Attorney, who appeared on behalf of Executive Realty, Petitioner, following its withdrawal of the rezoning request. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

Acc.Rec.Adopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that any further request for rezoning in the vicinity of Woodbury and Second Streets not be considered during the next twelve months. Ald. Cashin moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Crotty. In response to Mayor Beaulieu's question, the City Solicitor advised that this motion does nothing more than reflect the feelings of the Committee; that a new Board will be coming into office soon, and this Board will be free to take up any proposals in that area. On the motion it was so voted, Ald. Rinker and Osborne being recorded as opposed.

Rep.Cm.Bo2R

Acc Rec.Adopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that the following proposed zoning ordinances:

Rep.Cm.Bo2R

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road and the Manchester/Hooksett/Goffstown Town boundary, meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 240 acres"

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road, the Manchester/Hooksett Town boundary and the northerly property line of land now or formerly of the State of New Hampshire meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 43 acres"

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1A (One Family Residential) zoning district in the vicinity generally, easterly of Bodwell Road presently zoned I-2 (Industrial Park) and by establishing an R-3 (Three Family Residential) zoning district in the vicinity generally, westerly of Bodwell Road presently zoned I-2"

be ordered to a public hearing to be held on Monday, November 14, 1983 in the Aldermanic Chambers at 7:30 P.M. On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Sp.Cm.  
Downtown  
Redevelopment

A Report of the Special Committee on Downtown Redevelopment was presented wherein they respectfully recommend, after due and careful consideration, that the preliminary plan for "Courthouse Square" as submitted by Coldstream Associates, Inc. be endorsed. The Courthouse Square Preliminary Plan, consists of construction of two (2) new office buildings of approximately 92,000 sq. ft. and 78,000 sq. ft. on eight floors and a 650-car parking facility on a city-owned site at Pine and Chestnut Streets, the entire development recognizing and respecting, in quality of design and construction, the institutional character of the area. The Committee recognizes that the construction of the described parking facility offers opportunity to resolve long-standing parking problems in the area and is consistent with the originally-adopted urban renewal plan for the site. In the event public financing is required to construct the proposed parking facility or other improvements to support the development, parking lease and rental arrangements should be structured in such a manner as to require no General Fund contribution for amortization or operation of the facility, in excess of the property taxes and parking revenues received, after the 6th full year of operation. As a Preliminary Plan, the developer has requested opportunity to further explore the financial feasibility of the Project. Accordingly, the Committee recommends that the developer be afforded until November 1, 1984 to present clear evidence of his ability to proceed with the Project. Ald. Thibault moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Carignan. Ald. Rinker raised question as to if the project goes through, what will happen to the parking in that area while this is being built. Mr. Hoben advised that we went through the same situation with the Victory Parking Garage, and we worked out an approach to resolve the problem and still make it convenient for the public. Ald. Rinker suggested we might use the area on the other side of Pine Street where the burnt out buildings are now. There being no further discussion, on the motion it was so voted.

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Highway Commissioners, a pension for Richard Juneau, Lynchville Park Rd., Goffstown, N.H., age 36, after twenty years of service as follows:

Normal Wages - 40 Hrs.	\$ 346.80
One-half applicable	173.40

effective October 3, 1983, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations be adopted.

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

"Authorizing the Finance Officer to Transfer \$70,000. from Revenue of Prior Years to a new Non-Departmental Account, Purchase of Airport Restaurant"

ought to pass. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Resolution

Resolution:

"Raising Money and Making Appropriations for 1984"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to read by title only.

Mayor Beaulieu presented his 1984 Budget Statement:

BudgetMessage

I am pleased to present the Resolution "Raising Money and Making Appropriations for 1984" for your review and consideration.

The Recommended General Fund Budget of \$81,704,306 (as revised) represents a modest increase of 5.9% over the 1983 spending plan approved earlier this year. These recommended appropriations include the projected costs of wage and salary and fringe benefits for the coming year in accordance with recently-approved and anticipated settlements.

The Budget Team and the City departments have invested hundreds of hours in projecting 1983 expenditures, examining approved personnel complements and manpower requirements, and carefully evaluating 1984 requests both by line item and from the standpoint of overall needs. As you know, the 1984 Budget will be the first under the new City Charter, and the new time-frame has required of us, and will require of you, adjustment to the use of estimated, rather than actual information on prior years spending.

The 1984 Recommended Budget maintains basic municipal services at existing levels, provides for continued growth and development of the City consistent with the policies established in recent years, and insures that we meet major commitments made by the City in prior years. The Budget will require certain city departments to become more efficient in their operations through the elimination of several positions through attrition. We have not provided, however, for the City to significantly expand services or to assume any new major responsibilities.

In recent years, these policies have allowed the City to continue to provide quality services and to achieve considerable overall progress at lower real costs. As you know, City spending increases in recent years have been lower than most other local governments in New Hampshire and nearly half the rate of the State and Hillsborough County spending growth. You should also be aware that, in a recent national study, Manchester was one of only 3 cities among 62 studied which has actually reduced its rate of spending since 1977 after considering the effects of inflation. The 1984 Recommended Budget proposes that we continue to better the performance of other governments in limiting our spending.

It is not possible at this time to project the City's Property Tax rate for 1984. Indeed, the State Department of Revenue Administration will soon be establishing the 1983 tax rate. If State and Federal revenues and local fees and service were to increase at the rate of inflation, we would expect a 1984 property tax rate increase in line with the increase in our Budget. But there is no certainty that State or Federal revenues will be maintained at prior years' levels and this places increasing pressure on our citizens in the form of property tax rates which increase more than spending increases.

While the 1984 Budget reflects improvement in the City's financial picture, it is important that we continue to look to 1985 and beyond. The increasing assessed valuation as a result of the City's development efforts must be accompanied by continuing review of revenues from fees, licenses, and service charges and vigilance against continuing Federal and State undermining of our revenues. In 1984, we must move in an openminded way to improve efficiency in City operations, including implementing appropriate recommendations from nearly-completed reviews of Highway and Parks and Recreation Departments, providing additional incentives for personnel to improve City performance, and tightening up management of the City's fleet operations.

The Budget Team and I look forward to your review and consideration of the Budget, and stand ready to assist you in this process. The City Charter requires the conduct of public hearing on the 1984 Budget prior to its adoption on the second Tuesday of December. During the coming weeks, we trust your reviews will conclude that the 1984 Recommended Budget is in general a responsible and prudent approach to meet Manchester's needs, and we look forward to your constructive suggestions on improving upon this Budget.

Under the rules, the Resolution was referred to the Committee on Finance.

Ref.Cm.Finance

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

Rep.Cm.Finance

Resolutions

"Authorizing the Finance Officer to transfer a total of Fifteen Thousand Four Hundred and Forty-Three Dollars (\$15,443.) from Contingency Account"

"Authorizing Bonds or Short Term Notes in the amount of \$35,000. for 1983 CIP MTA Capital Equipment 7.20102"

ought to pass. On motion of Ald. Batalis duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted.

OughtToPass

AccRecAdopted

Resolutions

Resolutions:

"Authorizing Bonds for 1983 CIP Financing for Capital Improvements to the Manchester Water Works in the Amount of \$725,000."

"Authorizing Bonds for 1984 CIP Financing for Capital Improvements to the Manchester Water Works in the amount of \$700,000."

ByTitleOnly

On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to read by title only.

Passed to be Enrolled

These Resolutions having had their second reading by title only, on motion of Ald. Thibault duly seconded by Ald. Rinker it was voted on passing same to be enrolled.

Resolution

Resolution:

"Authorizing the Finance Officer to Transfer \$70,000. from Revenue of Prior Years to a new Non-Departmental Account, Purchase of Airport Restaurant"

ByTitleOnly

On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to read by title only.

SuspendRules  
2nd&Final Reading  
ByTitleOnly

On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to suspend the rules and place this Resolution on its second and final reading by title only.

Passed to be Enrolled Under  
Susp.ofRules

Following the second and final reading by title only, on motion of Ald. Crotty duly seconded by Ald. Osborne it was voted that the Resolution pass to be enrolled under suspension of the rules.

Facility Plan

A public hearing was held on October 4th to receive comments for or against the Facility Plan; action was deferred to allow any persons opposed to present comments within seven days of the public hearing. No opposition having been recorded, Ald. Cashin moved to adopt the Facility Plan and authorize its submission to the appropriate State and Federal agencies, as recommended by the Highway Commission and Theodore S. MacLeod, Public Works Director. The motion was duly seconded by Ald. Gelinis. Mr. Hoben gave a brief explanation of the Facility Plan, following which, on the motion it was so voted.

Voted

AnneZachos confirmed as  
LibraryTrustee

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to confirm nomination of Anne Zachos as Library Trustee to succeed herself for a term of seven (7) years, expiring October 1, 1990.

Nominations for  
BoardOfRecount  
JosephMillimet  
PaulineHamel  
Ald.Provencher

Mayor Beaulieu advised that nominations were in order for members of the Board of Recount, terms of Joseph Millimet and Pauline Hamel expiring in October, 1983. Ald. Rinker nominated Joseph Millimet and Pauline Hamel to the Board of Recount to succeed themselves. Mayor Beaulieu nominated Ald. Provencher to the Board of Recount. On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted to close nominations.

CloseNominations

Cm.fr.J.Hoben

Communication was presented from John Hoben relative to the widening of Granite Street and the extension of Second Street northerly to Douglas Street, advising that this extension would require that land owned by Easter Seals/Goodwill Industries, Inc. be acquired; that it has become more certain that the return ramp from Granite Street south to the F.E. Everett Turnpike will be constructed, which will involve the relocation of that portion of Second Street just south of Granite in a westerly direction; that with the construction of the return ramp, the Second Street extension would need to be rebuilt and would require the acquisition of the balance of the Easter Seals/Goodwill Industries property; that he has worked with the Lands and Buildings Committee, the City Solicitor's Office and the Highway Department to determine whether the acquisition could be arranged within the existing appropriation for the Project; that they suggest that

1. the City immediately acquire from Easter Seals/Goodwill Industries, Inc. frontage along Granite Street for the sum of \$15,000;
2. the City acquire an easement from Easter Seals/Goodwill Industries, Inc. for the Second Street extension for a payment of \$30,000;
3. the City provide Easter Seals/Goodwill Industries with a zero-interest loan in the amount of \$75,000 for the purpose of their relocation to and rehabilitation of alternate facilities;
4. the City provide a lease to Easter Seals/Goodwill Industries for use of the Webster Skill Center for a term expiring August 1, 1985 for \$1.00 per year; and
5. at the request of the City, but not earlier than August 1, 1985, Easter Seals/Goodwill Industries would provide title to the City to their property at Granite Street in exchange for title to the property known as the Webster Skill Center and cancellation of the loan specified in 3 above;

that if this suggestion is approved, Easter Seals/Goodwill Industries, Inc. would use the Webster Skill Center facility as a sorting and distribution center for Goodwill Industries; that no retail sales would occur at the Center; as a residential and therapy facility for certain of their students who require housing for evaluation and program development in connection with their school; and for office and administrative uses; that for this arrangement to proceed, several actions would need to be taken:

1. The Board of School Committee would need to formally turn the property over the the City; this has been discussed by the Committee at their meeting of October 10 and no objections were raised; that have asked for priority consideration to development of additional needed food storage facilities at the Beech Street School;
2. Amoskeag Industries, Inc. would need to concur to any reverter clauses which may exist on the Webster Skill Center property; and
3. A request would have to be filed for a zoning variance with the Board of Adjustment to allow the proposed Easter Seals/Goodwill Industries use of the Webster Skill Center;

that your endorsement and authorization to proceed is requested, recognizing that your formal approval of such documents as the City Solicitor determines as necessary and appropriate will be later required. On motion of Ald. Osborne duly seconded by Ald. Batalis it was voted to grant authorization as required.

Granted

There being no further business, on motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to adjourn.

Adjourn

A true record. Attest.

*Jane St. Jean*  
City Clerk

State of New Hampshire  
Hillsborough, SS

October 24, 1983

Personally appeared before me, George Croteau, a member of the Manchester Water Commission, and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean  
Deputy City Clerk

## BOARD OF MAYOR AND ALDERMEN

## SPECIAL MEETING

October 25, 1983

7:30 P.M.

Order Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Carignan. A moment of silent prayer was observed.

RollCall The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Pariseau, Cashin, Thibault and Provencher. Absent: Ald. Crotty.

Certificate of Appreciation to Charles J. Smith Mayor Beaulieu called Mr. Charles J. Smith and Mr. Fred Elwell to the stand, and presented a Certificate of Appreciation to Mr. Smith, on behalf of the Board of Mayor and Aldermen and the people of Manchester, in grateful recognition of his 54 years of dedicated service to the City of Manchester as an employee of the Water Works Department, along with a Plaque Key. Mayor Beaulieu advised that the Special Meeting is called to receive a report of the Committee on Bills on Second Reading and to enroll a Resolution which was introduced at the last Board meeting.

Rep.Bo2R Ordinance A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1B (one-family residential) Zoning District in the vicinity, generally, of Mammoth Road, Hanover Street, Belmont Street and Bridge Street"

PublicHearing Nov. 21, 1983 7:30 P.M. be referred to a Public Hearing to be ordered and held on Monday, November 21, 1983, at 7:30 P.M. in the Aldermanic Chambers at City Hall. Ald. Pepino moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Batalis. In answer to a question from Ald. Gimas, Mayor Beaulieu advised that the development going in at this time would not be stopped, however no new permits would be given out in that area until the public hearing is held. On the motion it was so voted.

AccRecAdopted Resolution Resolution:

"Authorizing Bonds or Short Term Notes in the amount of \$35,000. for 1983 CIP MTA Capital Equipment 7.20102"

ByTitleOnly On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to read by title only. This Resolution having had its second reading by title only, on motion of Ald. Batalis duly seconded by Ald. Osborne it was voted on passing same to be enrolled.

Passed to be Enrolled Mayor Beaulieu advised that this being a Special Meeting, no further business could come before the Board except with unanimous consent.

Cm.fr.Clem Lemire Mayor Beaulieu distributed copies of communication from Clem Lemire requesting that the City help in the search for a new location for the elderly Show and Sell Store. John Hoben advised that notice to vacate was given to all tenants in that building, as the owner is undertaking new construction; that Mr. Lemire is requesting that the City help in finding an alternate rent-free location. Mr. Lemire advised they were looking for something within the central business district to relocate to within 30 days. Mayor Beaulieu requested the news media spread the word that we are looking for space to be donated to Show and Sell quarters at least temporarily at this time.

Ald.Thibault At Ald. Thibault's request, on motion of Ald. Thibault duly seconded by Ald. Cashin it was voted to allow him to bring a special matter before the Board.

Ald. Thibault advised he has been approached by the V.F.W. Organization, the American Legion and the D.A.V. requesting that provision be made for honoring all veterans where the Merrimac Common is going to be redone into a Common so they could have all parades in one place; that funds have just been made available through the Federal Government to provide for assistance in this area, and these organizations will do their best to get the State Government to send funds to Manchester for this purpose. Mayor Beaulieu advised he had met with most veterans groups today on another matter; that the Mayor's Office and CIP could seek out any federal funds available. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted that Mr. Hoben apply for these federal funds for this purpose.

Voted

There being no further business to come before the Board, on motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted to adjourn.

Adjourn

A true record. Attest.

*Edward J. Hubbell*  
City Clerk

BOARD OF MAYOR AND ALDERMEN

November 1, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Order

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Cashin.

A moment of silent prayer was observed in memory of Cpt. Dana Weeks.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinis, Cashin, Thibault and Provencher. Absent: Ald. Crotty.

Roll Call

Pole location, manhole location, buried conduit and transfer of pole location, N.E. Telephone Co. petition #11-609 was presented as received. On motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted to grant the prayers of the petitioner under the supervision of Department of Highways.

Pole Location

Granted

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Cm.fr.Ex.Cn.  
L.Georgopoulos  
R&F

Communication was presented from Executive Councilor Peter J. Spaulding expressing criticism of the new Job Training Partnership Program, raising questions and issues and requesting comments or suggestions on how to proceed in this matter. On motion of Ald. Pariseau duly seconded by Ald. Osborne it was voted to refer communication to Leo Bernier for review.

Cm.fr.Ex.Cn.  
P.J.Spaulding

Ref.to Leo  
Bernier

Copy of communication to Mayor Beaulieu from Clem Lemire was presented relative to needs of the Westside and requesting to spend \$10,000. left in West Memorial Field Account for improvement in the area. Mr. Hoben advised that once the West Memorial Field was completed, these funds were reappropriated to CIP for other projects. On motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted that the communication be received and filed. Mayor Beaulieu instructed the Clerk to notify Mr. Lemire that that account no longer exists.

Cm.fr.Clem  
Lemire

R&F

Communication was presented from Henry McLaughlin relative to unsanitary conditions in the basement rest rooms at Bakersville School and requesting replacement as soon as possible, together with a copy of communication to Mayor Beaulieu from Mr. Houle concerning steps that have been taken to rectify the situation. Ald. Cashin advised that he had spoken to Mr. Houle who advised that these concerns have been taken care of and he was working with Mr. McLaughlin. On motion of Ald. Cashin

Cm.fr.Henry  
McLaughlin

R&F	duly seconded by Ald. Osborne it was voted that the communication be received and filed.
Cm.fr.Manchester EastSoccerLeag.	Communication was presented from Manchester East Soccer League relative to expansion of Padden Field Soccer Facility, together with cost estimate and requesting approval so that the facility is available for the Spring soccer program. The communication was referred to the Community Improvement Program.
Ref.toCIP	
Cm.fr.CIP	Communication was presented from Community Improvement Program relative to Parks and Recreation Department's Riverfront Park System Project and submitting a Resolution
Resolution	"Amending the 1983 Community Improvement Program and authorizing and appropriating grant funds"
Ref.Cm.Finance	Under the rules, the Resolution was referred to Committee on Finance.
Cm.fr.CIP	Communication was presented from Community Improvement Program relative to relocation of three barracks buildings and submitting a Resolution
Resolution	"Amending the 1983 Community Improvement Program and Transferring 1983 CIP Non-Departmental Reserve funds for the purpose of "Grenier Field Building Relocation"
Ref.Cm.Finance	Under the rules, the Resolution was referred to Committee on Finance.
Rep.Cm.Bo2R	A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Chapter 14, Article IX. Vehicles for Hire be amended by deleting paragraph (a) in Section 14-228. Rates for Fares Established, and inserting in place thereof the following:
	(a) For the first one-sixth (1/6) mile or fraction thereof for one passenger, one dollar and seventy-five cents (\$1.75) and for each one-sixth (1/6) mile or fraction thereof thereafter, twenty cents (\$0.20), and for each additional passenger, twenty cents (\$0.20).
AccRecAdopted	On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.
Rep.Cm.Bo2R	A Report of the Committee on Bills on Second Reading was presented wherein they respectfully advise it has considered the request for an abatement of sewer user charges submitted by Mr. and Mrs. Harry Ekdahl, 104 Portsmouth Avenue and considered correspondence from the Water Works which has abated one half a water bill based on an actual meter reading on April 28, 1983, the first actual reading in more than one year, and a determination that excessive water use was directly attributed to frozen water pipes which were not detected for an unknown period of time while the Ekdahl's were in Florida for the winter, the records showing the Fire Department responded to a water problem call on March 6, 1982 and respectfully recommends, after due and careful consideration that sewer user charges be abated accordingly at one half the user charge for the period ending 4-27-83 in the amount of \$130.24. On motion of Ald. Cashin duly seconded by Ald. Gimás it was voted that the Report of the Committee be accepted and its recommendation adopted.
AccRecAdopted	
Rep.Cm.Bo2R	A Report of the Committee on Bills on Second Reading to whom was referred requests to purchase tax deeded properties from
	Warren F. Lee for Land & Building Lot 18 Pine Island Park
	Eloi Pelletier for Land on Porter Street at Johnson
	Edward P. Vincent for Lot 13 St. James Avenue

was presented wherein they respectfully recommend, based on advice from the Tax Collector as to receipt of inquiries from others interested in the same properties, that the Tax Collector be directed to immediately proceed with disposition of these properties at public auction. On motion of Ald. Carignan duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted  
Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a supplemental pension for Capt. Dana Weeks, 31 Seventh Ave., Manchester, age 46, a member of the Police Department for 22 years, as follows:

Basic Annual Salary last 52 weeks		\$26,633.66
	Half Pay	13,316.83
State Pension	\$14,068.10	
Reduction for option	2,700.00	
Actuarial Reduction	<u>1,037.66</u>	
Net State Pension	10,330.44	- 10,330.44
		<u>\$ 2,986.39</u>
		Actuarial Reduction- <u>1,037.66</u>
Annual City Supplemental Pension		\$ 1,948.73

in accordance with the Agreement between the City of Manchester and the "76" members of the Manchester Police Department, be granted and approved retroactive to August 1, 1983, the date of his retirement. On motion of Ald. Pariseau duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted  
Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a supplemental pension for Patrolman Eugene T. Cook, 50 Joseph St., Manchester, age 52, a member of the Police Department for 20 years, as follows:

Basic Annual Salary last 52 weeks		\$ 19,320.09
	Half-Pay	9,660.04
State Pension	\$ 9,349.48	
Reduction for Option	2,141.40	
Actuarial Reduction	<u>1,010.44</u>	
Net State Pension	\$ 6,197.64	- 6,197.64
		<u>3,462.40</u>
		Actuarial Reduction - <u>1,010.44</u>
Annual City Supplemental Pension		\$ 2,451.96

in accordance with the Agreement between the City of Manchester and the "76" members of the Manchester Police Department, be granted and approved retroactive to July 1, 1983, the date of his retirement. On motion of Ald. Provencher duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted  
Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Highway Commissioners, a pension for Jeremie Corriveau, 37 Donald St., Manchester, age 62, after 25 years with the Department as follows:

Normal Wages	\$280.56
One-half applicable	140.28

effective October 31, 1983, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Cashin duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a supplemental pension for Lt. Richard Gaulin, 157 Wilmot St., Manchester, age 47, a member of the Police Department for 20 years, as follows:

	Basic Annual Salary last 52 weeks	\$24,397.95
	Half-Pay	12,198.97
State Pension	\$12,843.71	
Reduction for option	3,153.96	
Actuarial Reduction	<u>883.67</u>	
Net State Pension	\$ 8,806.08	- 8,806.08
	Actuarial Reduction	<u>883.67</u>
	Annual City Supplemental Pension	\$ 2,509.22

in accordance with the Agreement between the City of Manchester and the "76" members of the Manchester Police Department, be granted and approved retroactive to July 1, 1983, the date of his retirement. On motion of Ald. Pariseau duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester:

PARKING PROHIBITED ON CERTAIN STREETS  
(Sec. 26 of the Traffic Ord.)

Belmont St., west side, from Auburn to a point 60 ft. northerly  
Hall St., west side, from Central St. to Laurel St.  
Hanover St., south side, from Rand to a point 45 ft. easterly  
Lake Ave., north side, from Lincoln to a point 100 ft. easterly  
Pine St., east side, from North to a point 100 ft. southerly  
Lincoln St., east side, from Amherst to a point 120 ft. northerly  
Second St. Ext., both sides, from Granite to Douglas St.  
Douglas St., both sides, from Turner to Second St. Ext.  
Turner St., west side, from Granite to Douglas St.  
Turner St., east side, from Douglas to a point 100 ft. northerly  
Main St., east side, from Granite to Douglas St.  
Main St., west side, from Douglas to Granite St.  
So. Main St., west side, from a point 124 ft. southerly of Granite to Clinton St.  
So. Main St., east side, from Ferry St. to a point 165 ft. northerly  
So. Main St., east side, from Granite to a point 100 ft. southerly  
So. Main St., west side, from Clinton to a point 105 ft. southerly  
So. Main St., east side, from B&M railroad tracks northerly to Ferry St.

STOP SIGNS AUTHORIZED

Second and Douglas Sts, SE corner on Second  
Cody & Holt Ave., NW corner on Holt  
Allied & Holt Ave., SE corner on Allied  
So. Hall & Laxson Ave., NW corner on So. Hall  
Summer & Wilson Sts., NE and SW corners on Summer  
Linden & Harrison Sts., SE corner on Linden  
Day & Fairfield Sts., NW and SE corners on Day

LOADING ZONE AUTHORIZED  
(Sec. 20 of Traffic Ord.)

Dix St., south side, from a point 50 ft. westerly of Wilson St. to a point 30 ft. westerly

NO PARKING DURING SCHOOL HOURS

Michigan Ave., west side, from Hanover St. to a point 90 ft. north

PARKING PROHIBITED IN CERTAIN PLACES  
(Sec. 24 of the Traffic Ord.)

(f) It shall be unlawful for any driver to stop, stand or park any vehicle in restricted areas designated "No Parking - Tow Zone" violations to be subject to impoundment in accordance with Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances:

Somerville St., north side, from a point 95 ft. west of Belmont St.  
to a point 120 ft. west

(e) It shall be unlawful for the driver, excepting a handicapped driver, of a vehicle to stop, stand or park such vehicle in restricted areas designated handicapped drivers only, violations to be subject to impoundment in accordance with Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances, in areas designated HANDICAPPED PARKING TOW ZONE as follows:

Hanover St., south side, from a point 80 ft. east of Beech St. to a point 20 ft. easterly  
Stark St., north side, from Hampshire Lane to a point 18 ft. westerly

BUS STOP AUTHORIZED  
(Sec. 21 of the Traffic Ord.)

So. Main St., west side, from a point 30 ft. south of Granite St. to a point 94 ft. southerly  
So. Main St., east side, from a point 165 ft. north of Ferry St. to a point 92 ft. northerly

PARKING TIME LIMITED IN DESIGNATED PLACES  
(Sec. 25 of the Traffic Ordinances)

(e) The driver of a vehicle shall not park such vehicle for longer than fifteen minutes(15) at any time, between the hours of eight A.M. to eleven P.M. daily.

So. Main St., west side, from a point 105 ft. south of Clinton St. to Parker St.

(c) The driver of a vehicle shall not park such vehicle for longer than one hour at any time between the hours of eight A.M. and six P.M. and Thursday nights to nine P.M. except Sundays and public holidays, in the following described district:

Bridge St., south side, from a point 20 ft. east of Malvern St. to a point 60 ft. easterly

THROUGH TRUCKING PROHIBITED (9:30 PM to 7:00 AM)  
(Sec. 52A of the Traffic Ordinances)

Hall St., from Bridge to Hanover St.  
Rochelle Ave. from Milford to Varney St.  
Auburn St., from Maple to Belmont St.

ONE WAY STREET AUTHORIZED  
(Sec. 32 of the Traffic Ordinance)

Beech St. east back from Hanover Northback to Amherst St., northerly

PARKING TIME LIMITED IN DESIGNATED PLACES RESCINDED

Union St., east side, from Prospect north to a point 75 ft. south of Harrison St.

Union St., east side, from a point 100 ft. north of Harrison to a point 100 ft. south of Brook St.

Union St., east side, from a point 100 ft. north of Blodget to Sagamore St.

School St., both sides, from So. Main to Third St.

Bridge St., south side, from Malvern St. to a point 75 ft. easterly

Bridge St., south side, from a point 75 ft. east of Malvern to a point 75 ft. easterly

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Rinker duly seconded by Ald. Batalis it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.Traffic A Report of the Committee on Traffic was presented wherein they respectfully advise that there are 25 light fixtures in need of immediate repair or replacement at the Victory Garage, further, that three bids were received for the work and respectfully recommend that the low bid of Gerard Laflamme in amount of \$2,730.00 be approved, chargeable to Municipal Garage Account. On motion of Ald. Batalis duly seconded by Ald. Pariseau it was voted that the Report of the

AccRecAdopted Committee be accepted and its recommendation adopted.

Resolution Resolution:

"Authorizing the Finance Officer to transfer a total of Nine Thousand Six Hundred Fifty-Two (\$9,652.00) from Contingency Account"

Ref.Cm.Finance Under the rules, the Resolution was referred to Committee on Finance.

Recess Mayor Beaulieu called a recess to permit the Committee on Finance and Licenses to meet.

Order Mayor Beaulieu called the meeting back to order.

Rep.Cm.Finance A Report of the Committee on Finance was presented wherein they respectfully recommend, after

Resolutions due and careful consideration, that Resolutions

"Amending the 1983 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1983 Community Improvement Program and Transferring 1983 CIP Non-Departmental Reserve Funds for the purpose of Grenier Field Building Relocation"

"Authorizing the Finance Officer to transfer a total of Nine Thousand Six Hundred Fifty-Two (\$9,652.00) from Contingency Account"

Oughttopass ought to pass. On motion of Ald. Gimas duly seconded by Ald. Batalis it was voted that the

AccRecAdopted Report of the Committee be accepted and its recommendations adopted. Ald. Carignan and Osborne being recorded as opposed to authorizing the Finance Officer to transfer a total of (\$9,652.00) from Contingency Account as they did not approve of the Fleet Manager position to begin with. Ald. Provencher commented that the Board has already approved the position and this is transferring money to pay him; that he has never before seen a salary opposed after a position has been authorized.

Rep.Cm.Licenses A Report of the Committee on Licenses was presented wherein they respectfully recommend, after

due and careful consideration, that the following Tag Day requests

N.H. Pop Warner South Sabres Football League	Saturday	November 5
North/West Junior Football Association	Saturday	November 12

be granted and approved under the rules and regulations previously set forth by the Board of Mayor and Aldermen. On motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted that the Report

AccRecAdopted of the Committee be accepted and its recommendations adopted.

Resolution Resolution:

"Authorizing the Finance Officer to transfer a total of Fifteen Thousand Four Hundred and Forty-three Dollars (\$15,443.00 from Contingency Account"

ByTitleOnly On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to read by title only.

Passed to be Enrolled This Resolution having had its second and final reading by title only, on motion of Ald. Rinker duly seconded by Ald. Gimas it was voted on passing same to be enrolled.

Resolutions Resolutions:

"Amending the 1983 Community Improvement Program and authorizing and appropriating grant funds"

"Amending the 1983 Community Improvement Program and Transferring 1983 CIP Non-Departmental Reserve funds for the purpose of "Grenier Field Building Relocation"

"Authorizing the Finance Officer to transfer a total of Nine Thousand Dix Hundred Fifty-Two (\$9,652.00) from Contingency Account"

On motion of Ald. Rinker duly seconded by Ald. Gelinas it was voted to read by title only.

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Gimas it was voted to suspend the rules and place these Resolutions on their second and final reading by title only. Ald. Carignan and Osborne being opposed.

SuspendRules  
2nd&Final  
Reading  
ByTitleOnly

Following their second and final reading by title only, on motion of Ald. Gimas duly seconded by Ald. Rinker it was voted that the Resolution pass to be enrolled under suspension of the rules. Ald. Carignan and Osborne being recorded as opposed.

Passed to be  
Enrolled under  
Suspension  
of Rules

Ordinance:

Ordinance

"Amending Chapter 14, Article IX. Vehicles for Hire of the Code of Ordinances"

On motion of Ald. Thibault duly seconded by Ald. Batalis it was voted to read by title only.

ByTitleOnly

This Ordinance having had its second reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted on passing same to be enrolled.

Passed to be  
Enrolled

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to confirm the appointment of Ald. Provencher and the nomination of Joseph Millimet and Polly Hamel to the Board of Recount for a term of three (3) years, expiring October 1986.

Confirmed:  
Appt. of  
Ald. Provencher  
Nomination  
J. Millimet &  
P. Hamel Board  
of Recount

There being no further business to come before the Board, on motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted to adjourn.

Adjourn

A true record. Attest.

  
City Clerk

BOARD OF MAYOR AND ALDERMEN

November 15, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

RollCall

Mayor Beaulieu gave special recognition to Mayor-Elect Shaw, Aldermen-Elect McDonough and Dwyer, and former Aldermen Verville.

Pole location, manhole location, buried conduit and transfer of pole location, N.E. Telephone Co. petitions #154949 and #154549 were presented as received. On motion of Ald. Pariseau duly seconded by Ald. Thibault it was voted to grant the prayers of the petitioner under the supervision of Department of Highways.

Polelocation

Granted

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Cm. fr. Ex. Cn.  
Georgopoulos  
R&F

Communication to Mayor Beaulieu was presented from Attorney Emile Bussiere requesting rezoning of property located on Route 3A making an adjustment in the divisional line between the R4 zone and the residential zone on the south side of Washington Park Estates. Under the rules, the request was referred to the Committee on Bills on Second Reading.

Cm. fr. Atty.  
Bussiere

Ref. Cm. Bo2R

Cm.fr.Ward  
Koeppenick

Communication was presented from Ward Koeppenick, Vice-President of Real Estate Division of Woodmaster, Inc. requesting R-3 zoning be extended to a parcel of vacant land located on Wellington Road and consisting of approximately 3.8 acres. Under the rules, the request was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Resolution

Resolution relative to housing shortage in the City was presented together with Exhibit A Scope of Services - Comprehensive Housing Study prepared by the City Planning Board. The

Ref. Cons. Rev. Cm  
Ref.Cm.Finance

Resolution was referred to Committee on Finance and Consultant Review Services Committee

Cm.fr.State  
Dept.ofPublic  
Works

Communication to Mayor Beaulieu was presented from State Department of Public Works and Highways relative to implementation plans for the legal use of wider trucks and tractor-semi-trailer-trailer combination truck units in New Hampshire and requesting that the governing body designate a local official to review and approve applications for such operations prior to being submitted to the State for approval. On motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted that the Public Works Director Theodore MacLeod be designated as the local officer to review and approve applications.

T.MacLeod  
designated  
Local Officer

Cm.fr.CIP

Communication was presented from Community Improvement Program relative to the STD clinic program together with a Resolution

Resolution

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

Ref.Cm.Finance

Under the rules, the Resolution was referred to Committee on Finance.

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that the following proposed Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-2-PO (Residential Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street"

be ordered to a re-hearing to be held on December 5, 1983 in the Aldermanic Chambers at 7:30 P.M. On motion of Ald. Rinker duly seconded by Ald. Gelinis it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Establishing a Special Multi-Family Residential Zoning District to be designated an R-3A District and amending the Zoning Ordinance of the City of Manchester to provide that a portion of the R-4 Zoning District generally bounded by West Webster Street, River Road, Stark Park and the Merrimack River be established as an R-3A Zoning District."

PublicHearing  
12/5/83 7:30PM

be referred to a public hearing to be ordered and held Monday, December 5, 1983 at 7:30 P.M. in the Aldermanic Chambers at City Hall. Ald. Rinker moved that the Report of the Committee be accepted and its recommendation adopted. Ald. Carignan advised that it was his understanding that both the neighbors and the developers were opposed to this R-3A District, and if that is the case, there would be no point in having a public hearing on it. Ald. Gelinis duly seconded the motion. Ald. Rinker advised he has spoken to the people in the area, and they would like to see this go to Public Hearing. Mayor Beaulieu inquired of Chairman Gelinis if the Committee did have input from the Developers in the area, and if they agreed to the compromise. Ald. Gelinis advised that this is an alternative from the Planning Board which we want to go to public hearing for the purpose of receiving input from both sides which hopefully will lead to a compromise;

Motion

Second

that the opportunity for compromise will present itself, or fail to, at the public hearing or in between that; at this point it is an opportunity for those who are concerned about the area to look at it in a different light. Ald. Provencher inquired if Bills on Second Reading was in favor of the new Zoning District, Ald. Gelinas advising they were in favor of hearing more input from the public. Ald. Rinker advised that neither side was privy to the information until it was disclosed at the Committee. Ald. Gelinas advised that based on the rules that he understood, that ability to go to one side or the other during the public hearing or thereafter, it could lead to that type of approach; but as we see fit, the Planning Board is the route to take to make these plans in conjunction with the Ordinance that we now have in the books and to develop them further, and that is what has been accomplished. Ald. Osborne inquired what came out of the first public hearing. Ald. Gelinas advised a strong desire to zone to R-3 which we felt was restrictive in some areas and other areas it was not considered because it was the only choice that they had to look at; that by looking at this alternative, it gives them more areas to consider and to work upon; they are not so limited in the scope of consideration. On a roll call vote, Ald. Rinker, Pepino, Gelinas, Crotty, Pariseau, Cashin and Thibault voted yea; Ald. Carignan, Batalis, Osborne, Gimas and Provencher voted nay. The Clerk advised there were 7 yeas, 5 nays and the motion carries. Mayor Beaulieu vetoed the vote, advising after very careful consideration of the matter, with serious and far-reaching implications, he is compelled to firmly oppose the so-called compromise of the zoning proposal for the No. River Road area; that he is quite concerned that the proper procedures for dealing with a specific project are being undermined in this instance which is not only unfair to the parties involved, but also sets a very dangerous precedent for future development of our City; that he is not at all convinced that we are looking at a compromise situation; that to his knowledge, the owners of the properties in question have had no input into this proposal, moreover, its adoption would reflect the transformation of the Board of Mayor and Aldermen into a Super Zoning Board and probably responding to specific proposals and overruling the decisions of the Planning Board and other appropriate Committees; the bottom line is that we would be changing the rules in the middle of the game on Developers acting in good faith on the basis of existing statutes, rules and procedures which would not be a healthy situation in the terms of future investment in our City; that I respectfully urge rejection of this proposal and further urge that all parties be involved in working toward a true compromise proposal. Ald. Gelinas inquired how he came to the firm position that this was a compromise. Mayor Beaulieu advised the word compromise was used considerably; that he had sat at that meeting and found that both parties should have the actual input into a compromise. Ald. Gelinas advised that the opportunity for both sides to express an opinion on this will be at a public hearing, are you opposed to having that procedure followed. Mayor Beaulieu advised he felt the procedures that have been used up to this point, we have had a public hearing on the subject matter, and he felt both parties were equally heard, and he felt this so-called compromise or adjustment to the rules in midstream to the Developers is very unfair, and he is opposed to that. Ald. Pepino advised he was not voting for or against the proposed R-3A zoning district; that he is voting for both parties to have the opportunity to speak their opinion on the proposed zoning district. Ald. Rinker advised that the people who spoke at the hearing to have it rezoned to R-3 were in favor

RollCallVote

MayorBeaulieu  
vetoed vote

of R-3, and the only people who were not were the Developers and Dr. Macek; that the word compromise was never used by Bills on Second Reading, only an alternative plan that might help the Developers to some extent, and address the peoples concerns; since Bills on Second Reading does not have a vehicle to bring the two sides together other than a public hearing, I don't see why you would want to deny a public hearing; that I move to overrule the veto. Mayor Beaulieu commented that he felt sure none of the Developers in the area would be in favor of any change. Ald. Provencher expressed confusion as to the Report, Ald. Gelinis advising that we are bringing a plan that has been proposed by the Planning Board to a Public Hearing, it is not that we say that this ought to pass, simply that it be ordered to a public hearing for public discussion. Mayor Beaulieu advised that the original request to change was denied by the Board of Directors at the Planning Board; that this directive has asked the Planning Board to look at an alternative plan to submit it to Bills on Second Reading, but the Board of Directors did not approve that plan. Ald. Pariseau duly seconded the motion to override the veto, for the purpose of holding a public hearing, not for the purpose of rezoning to R-3A. Mayor Beaulieu asked Ald. Gelinis if the Board of Directors of Planning did accept this change. Ald. Gelinis advised the staff of the Planning Board reported favorably to sending this to a public hearing as an alternative; the Planning Board itself did not vote on that. On a roll call vote, Ald. Rinker, Carignan, Pepino, Gelinis, Crotty, Pariseau, Cashin, Thibault and Provencher voted yea; Ald. Batalis, Osborne and Gimas voted nay. The Clerk advised there were 9 yeas, 3 nays, and the motion to override the veto carries.

Overrule Veto

RollCall

AccRecAdopted

Rep.Cm.L&B

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, that, as requested by the State Department of Highways, the City exchange a piece of surplus land acquired during the construction of Bicentennial Drive for a small piece of land that was not acquired but which is inside the existing right-of-way; that the Mayor be authorized to execute, for and on behalf of the City of Manchester, any and all documents, which the state will prepare, to effect the exchange subject to the review and approval of the City Solicitor's office, the deed to the City to be recorded at Hillsborough Registry of Deeds. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.L&B

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, that a Quitclaim Deed dated July 14, 1982 from the State of New Hampshire conveying any and all interest the State has in the highway right-of-way acquired for reconstruction of Second and Woodbury Streets be accepted and referred to the City Solicitor's office for recording at Hillsborough Registry of Deeds. On motion of Ald. Cashin duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Resolution

Resolution:

"Authorizing the Finance Officer to transfer the sum of \$1,000.00 from the Non-Departmental Audit Account to Non-Departmental Merci Box Car account"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to read by title only.

Ref.Cm.Finance

Under the rules, the Resolution was referred to Committee on Finance.

Resolutions:

"Approving the Community Improvement Program for 1984 Raising and Appropriating Monies therefor, and Authorizing the Office of the Mayor to implement said program"

"Appropriating the Sum of Three Million Eight Hundred Three Thousand Three Hundred Four Dollars (\$3,803,304.) from Sewer User Rental Charges to the Environmental Protection Division for the year 1984, of which Ninety Thousand Dollars (\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements and from Interest Earnings of each as offsets to the Fiscal 1984 Municipal Budget"

On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to read by title only.

Under the rules, the Resolutions were referred to the Committee on Finance on the 1984 Budget.

Ordinance:

"Amending Section 18-24, 18-25, and 18-26 of the Ordinances of the City of Manchester"

On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to read by title only.

Under the rules, the ordinance amendment was referred to the Committee on Bills on Second Reading.

Mayor Beaulieu called a recess to permit the Committee on Finance, Enrollment and Licenses to meet.

Mayor Beaulieu called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

ought to pass. On motion of Ald. Gelinas duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a request for a contribution of \$1,000. for restoration of a new building housing the "MERCY BOX CAR" be approved and, further that a Resolution

"Authorizing the Finance Officer to transfer the sum of \$1,000. from the Non-Departmental Audit Account to Non-Departmental Mercy Box Car account"

ought to pass. On motion of Ald. Gimás duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinance

"Amending Chapter 14, Article IX. Vehicles for Hire of the Code of Ordinances"

is properly enrolled. On motion of Ald. Crotty duly seconded by Ald. Gelinas it was voted that the Report of the Committee be accepted and its recommendation adopted.

Resolutions:

"Authorizing the Finance Officer to transfer the sum of \$1,000.00 from the Non-Departmental Audit Account to Non-Departmental Mercy Box Car account"

"Amending the 1982 Community Improvement Program and Authorizing and Appropriating Grant Funds"

On motion of Ald. Provencher duly seconded by Ald. Pariseau it was voted to read by title only.

On motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted to suspend the rules and place these Resolutions on their second and final reading by title only.

Following their second and final reading by title only, on motion of Ald. Pariseau duly seconded

Resolutions

ByTitleOnly

Ref.Cm.Finance

Ordinance

ByTitleOnly

Ref.Cm.Bo2R

Recess

Order

Rep.Cm.Finance

Resolution

Oughttopass

AccRecAdopted

Rep.Cm.Finance

Resolution

Oughttopass

AccRecAdopted

Rep.Cm. Enrollment Ordinance

Properly Enrolled

AccRecAdopted

Resolutions

ByTitleOnly

SuspendRules 2nd&Final Reading ByTitleOnly

PassedToBe  
EnrolledUnder  
Suspension of  
Rules

by Ald. Carignan it was voted that the Resolutions pass to be enrolled under suspension of the rules.

Ordinance

Ordinance:

"Amending Chapter 14, Article IX. Vehicles for Hire of the Code of Ordinances"

ByTitleOnly

On motion of Ald. Pariseau duly seconded by Ald. Gelinas it was voted to read by title only.

Pass to be  
Ordained

This ordinance having had its third and final reading, on motion of Ald. Provencher duly seconded by Ald. Batalis it was voted that it pass to be ordained.

Rep.Law Comm.

A Report of the Law Committee was presented wherein, after due and careful consideration, they respectfully recommend that the City Solicitor be authorized to retain outside legal counsel in the event that litigation involving the Ward 3 aldermanic seat would result in a conflict of interest. Ald. Pariseau moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Rinker. Ald. Provencher advised that it was going to happen, and felt we should do something about it now. Mr. Bourque advised he spoke to Counsel today and was not able to get a definite answer; that this is in the event that it develops in such a way that a conflict of interest would exist; that it is Counsel's prerogative as to when this would come up. In answer to Ald. Pepino's question as to why outside counsel would have to be retained, Mr. Bourque advised that depending on how this develops, should suit be brought now on behalf of the Alderman-Elect, and should he be advised by Counsel to accept the office of Alderman, my office would be in a conflict of interest position because we are required to give legal advice to all City Officials including the Board of Mayor and Aldermen, and including the individual Aldermen as it pertains to their duties as an Aldermen; we can't do that if at the same time we are on the other side of a legal case; that would be in violation of our duties. On the motion it was so voted, Ald. Batalis abstaining.

AccRecAdopted

Cm.fr.Building  
Dept.

Communication was presented from Building Department relative to a variance granted by the Board of Adjustment to the Sisters of Precious Blood to station a house trailer at 224 Merritt Nyberg Lane while a house is being built, advising that he feels this is setting a dangerous precedent, and requesting the Board of Mayor and Aldermen to request a rehearing from the Board of Adjustment on the basis that hardship was not proved. On motion of Ald. Pariseau duly seconded by Ald. Carignan it was voted to approve the request for a rehearing.

Voted

Cm.fr.Riverfest  
Committee

Communication was presented from the Riverfest Committee advising of the success of Riverfest '83, and requesting authorization to proceed with organizing Riverfest '84 using existing proceeds from the event. On motion of Ald. Rinker duly seconded by Ald. Batalis it was voted to send a letter to the Riverfest Committee members from the Board of Mayor and Aldermen thanking them for working so hard for Riverfest '83. On motion of Ald. Pariseau duly seconded by Ald. Rinker it was voted to allow the Riverfest Committee to expend \$3,000. to be taken from Riverfest funds.

Voted

Cm.fr.J.Hoben

Communication was presented from John Hoben relative to authorization granted by the Board on August 10 for an arrangement between the City and Digital Equipment Corporation for their payment of \$1,368,081.52 to go into an escrow account for distribution to the City and to GMIC on approval of HUD, advising that an escrow agreement and certain releases relative to this project have been drafted, reviewed by the City Solicitor, and are on file at the City Clerk's Office, and requesting authorization from the Board for the Mayor to sign these agreements and releases. Ald. Carignan

moved to grant authorization as requested. The motion was duly seconded by Ald. Provencher. Ald. Pariseau requested an explanation of what is meant by extending discretion to the Mayor for modification of escrow agent's fee. Mr. Hoben advised that a fee would be paid to the escrow agent, Merchants National Bank, who will control and invest the funds; as the document now sits in the City Clerk's Office, there is a specified 2% fee, but all the parties involved have not agreed to this fee; that I don't want to receive authorization for a specific dollar amount tonight, and then have to come back to the Board if the fee is higher than that amount. On the motion it was so voted.

Mayor Beaulieu nominated Roland Lemire to the Art Commission to replace Lou Martin, resigned, term to expire October 1, 1985.

Communication was presented from Attorney Thomas Tessier together with a revised Purchase and Sale Agreement relative to the North American Veterans Association at 163 Lake Avenue. On motion of Ald. Cashin duly seconded by Ald. Provencher it was voted to refer to Committee on Lands and Buildings for their review.

Communication was presented from Attorney Richard Moquin relative to a tax/title problem on Rhode Island Avenue, the property of William Richards. On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted to refer to Committee on Bills on Second Reading.

On motion of Ald. Pariseau duly seconded by Ald. Rinker it was voted to go into Executive Session with Wilbur Jenkins for the purpose of discussing personnel.

On motion of Ald. Pariseau duly seconded by Ald. Batalis it was voted to adjourn Executive Session. Mayor Beaulieu called the regular meeting back to order, advising that no action had been taken during Executive Session.

There being no further business to come before the Board, on motion of Ald. Gimas duly seconded by Ald. Pariseau it was voted to adjourn.

A true record. Attest.

*John J. Pichler*  
City Clerk

State of New Hampshire  
Hillsborough, SS

November 17, 1983

Personally appeared before me, Anne Zachos a member of the Library Trustees and subscribed to the oath of office as prescribed by law.

s/Elynore Bartlett  
Deputy City Clerk

SPECIAL BOARD OF MAYOR AND ALDERMEN

November 29, 1983

Mayor Beaulieu called the special meeting to order.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Batalis, Pepino, Osborne, Gimas, Gelinis, Crotty, Pariseau, Cashin, Thibault and Provencher. Absent: Ald. Carignan.

Mayor Beaulieu advised that the purpose of the special meeting was to receive reports of the Committee on Finance.

Voted

Roland Lemire  
nominated  
Art Commission

Cm. fr. Atty.  
Tessier w/  
revised  
Purchase & Sale  
Agreement

Ref. Cm. L&B

Cm. fr. Atty.  
Moquin

Ref. Cm. Bo2R

Executive  
Session

Adjourned

Order

Adjourn

Rep.Cm.Finance Resolution A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

"Approving the Community Improvement Program for 1984 and Raising and Appropriating Monies Therefor, and Authorizing the Office of the Mayor to implement said program"

PublicHearing 12/12/83 7:30 PM  
AccRecAdopted be ordered to a public hearing to be held on Monday, December 12, 1983 at 7:30 P.M. in the Aldermanic Chambers. On motion of Ald. Batalis duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

Rep.Cm.Finance Resolutions A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that Resolutions

"Raising Money and Making Appropriations for the Year 1984"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements (14) and (15) and from Interest Earnings of each as offsets to the Fiscal 1984 Municipal Budget"

"Appropriating the Sum of Three Million Eight Hundred Three Thousand Three Hundred Four Dollars (\$3,803,304.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1984, of which Ninety Thousand (\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

PublicHearing 12/13/83 7:30 P.M.  
AccRecAdopted be ordered to a Public Hearing on Tuesday, December 13, 1983 at 7:30 P.M. at Practical Arts Auditorium, Manchester, N.H. On motion of Ald. Gelinas duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its recommendations adopted.

Mayor Beaulieu advised that this being a special meeting, no further business may come before the Board unless with unanimous consent.

There being no further business to come before the Board, on motion of Ald. Crotty duly seconded by Ald. Pariseau it was voted to adjourn.

Adjourn A true record. Attest.

  
 City Clerk

BOARD OF MAYOR AND ALDERMEN

December 6, 1983 7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Pariseau. A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher.

Minutes Accepted Voted On motion of Ald. Gimas duly seconded by Ald. Gelinas it was voted to accept minutes of meetings October 4, 18, 25 and November 1 and 15.

PoleLocation Pole location, manhole location, buried conduit and transfer of pole location, New England Telephone petition #230079 was presented as recieved. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to grant the prayers of the petitioners under the supervision of

Granted Department of Highways.

Cm.fr.Ex.Cn. Georgopoulos R&F Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

On motion of Ald. Pariseau duly seconded by Ald. Carignan it was voted to accept the Canvas of Vote, Municipal Election of November 8, 1983, and declare Robert Shaw duly elected Mayor of the City of Manchester and Leo Bernier duly elected Commissioner of Welfare of the City of Manchester.

Canvas Vote  
Municipal  
Election  
Accepted

Communication was presented from Attorney Norman Stahl, representing Stuart Steele, requesting rezoning of a certain parcel of land in the South Willow Street and Goffs Falls Road area from zone I-3 to zone I-1. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Atty.  
NormanStahl

Ref.Cm.Bo2R

Communication was presented from Selectmen of Ward One advising that the polling place for the Ward has been established at the Webster School. Ald. Rinker raised question as to the request that a gate with a lock be installed in the paved parking area to the south of the building.

Cm.fr.Selectmen  
Ward One

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to receive and file communication subject to Ald. Rinker getting that information.

R&F Subject to  
Ald. 1 getting  
information

Communication was presented from John H. Gadd relative to property owned by him together with a copy of the Supreme Court decision dated October 3, 1983. Ald. Gimas inquired if we could act on this, Mr. Bourque advising that this is scheduled for a hearing in Superior Court in January; that this issue would be the same question of blight that Mr. Gadd is asking the Board to look into now; that if the Board should get involved in a hearing, it would complicate the court case. Ald. Pepino suggested referring this back to MHA Attorneys, Mr. Bourque advising he was sure their position would be the same. Ald. Gelinas moved that the communication be received and filed. The motion was duly seconded by Ald. Cashin. Following brief discussion, Mr. Clark advised he had spoken to Bill Craig about this matter, and it was his feeling that this should be received and filed at this point; that the Housing Authority would not take any action on it pending the court case; that it is my feeling that any action the Board or the Housing Authority takes would really complicate the court case; that it has been to Supreme Court once, it is back in Superior Court now, and it is scheduled for a hearing in the first two weeks of January. On the motion to receive and file it was so voted. Ald. Rinker, Pepino, Crotty and Pariseau recorded as opposed.

Cm.fr.John Gadd

R&F

Communication was presented from Marie Finlason relative to updating the city ordinance pertaining to tattooing. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Marie  
Finlason

Ref.Cm.Bo2R

Communication was presented from City Clerk requesting the release of voting machines in order to strip them, perform any maintenance work and prepare for programming for the Presidential Primary on February 28, 1984. On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to grant request.

Cm.fr.CityClerk

Granted

Communication was presented from Department of Highways requesting an abatement on the sewer charges for land and building on 146-150 Lake Avenue owned by Roland Soucy in amount of \$130.76. On motion of Ald. Gimas duly seconded by Ald. Gelinas it was voted to grant request.

Cm.fr.Dept.  
Highways  
SewerAbatement

Granted

Communication was presented from Personnel Department, Ad Hoc Committee, advising of effects of the new Unified Court System on the City of Manchester operations and that the major impact on the City will be revenues which will go to the State; that the second major impact will be the separation of the Traffic Violations Bureau from the District Court and recommending that the Board establish

Cm.fr.Ad Hoc Cm

the Parking Violations Bureau as a Division of the Police Department effective January 1, 1984. Ald. Carignan moved to accept the recommendation that the Board establish the Parking Violations Bureau as a Division of the Police Department effective January 1, 1984. The motion was duly seconded by Ald. Gelinis. Ald. Gimis raised question as to why the State would not be paying operating costs of the District Court until July 1, 1984. Ald. Cashin advised that in effect, they would not be paying in 1984 either; that he recommends that the City Clerk be instructed to send a letter to District Court saying that we were going to take every avenue possible to try to retain some of the costs that we have involved with the Courthouse. Mayor Beaulieu advised we were working with some of the interpretations of the law changes in that area, and Judge O'Neil will be speaking with the Municipal Association; that there will be a hearing in Concord on this legislation shortly, so the interpretation may be different. Mr. Jenkins advised that the interpretation will be a matter for the legislative bodies and Municipal Association; that the effect of it is the Court itself is being taken over by the State, with the Court personnel becoming State employees; that the major costs are going to be borne by the cities and towns; that we would be keeping the revenues derived from non-moving violations. Mr. Bourque advised that the report tells what the Legislature has done, the recommendation is that the Parking Violations Bureau be established as a division of the Police Station. Ald. Cashin moved that the City Clerk send a letter to the District Court notifying them that we would proceed in getting money from them any way we can. The motion was duly seconded by Ald. Pariseau. On the main motion to accept the recommendation that the Board establish the Parking Violations Bureau as a Division of the Police Department effective January 1, 1984, it was so voted. Ald. Pepino moved that the second motion be amended to include collecting the cost of prosecution by the City. Ald. Rinker duly seconded the motion to amend the motion, and it was so voted. On the motion as amended it was so voted.

Voted

Motion Amended

Voted

Rep. Cm. Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Highway Commission, a hardship pension for James O'Rourke, a dedicated employee of the Highway Department for 16 years, the victim of a non-service connected progressive degenerative neurological condition rendering him totally and permanently disabled, covering the time period from April, 1983 to August, 1983, on one-time payment amount of \$2,084.00 to be funded by the Sewer Use Account, be granted and approved. On motion of Ald. Osborne duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

Acc Rec Adopted

Rep. Cm. Radio  
& TV

A Report of the Committee on Radio and TV, having solicited proposals to install, operate, and maintain a Cable TV System in the City of Manchester was presented wherein they respectfully advise that three firms expressed interest, but none presented proposals; that the Committee was authorized to expend up to \$750.00 for advertising expenses, \$517.50 of which was expended; that the Committee will continue to consider any proposals presented in the future. On motion of Ald. Rinker duly seconded by Ald. Batalis it was voted that the Report of the Committee be accepted.

Accepted

A Report of the Committee on Transportation was presented wherein they respectfully advise that, with its approval, the Fleet Manager is assigning surplus vehicles which would normally be sold at public auction; that the vehicles being re-assigned require painting, general maintenance and some minor repairs; that the departments to which the vehicles are being assigned do not have funds within their budgets to pay for the necessary work, and, it respectfully recommends, after due and careful consideration, that proceeds from the sale of city vehicles be deposited to a special account to cover the costs of such repairs, expenditures to be approved by the Committee on Transportation. On motion of Ald. Gimas duly seconded by Ald. Batalis it was voted that the Report of the Committee be accepted and its recommendations adopted.

Rep.Cm.  
Transportation

Resolutions:

AccRecAdopted  
Resolutions

"Making a temporary loan of Fifty-Three Million Nine Hundred Thousand Dollars (\$53,900,000.00) in anticipation of the taxes of the year 1984"

"Authorizing the Finance Officer to make certain departmental transfers"

"Approving certain charitable contributions made by the Board of Mayor and Aldermen during the Christmas Season"

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to read by title only.

ByTitleOnly

Under the rules, the Resolutions were referred to the Committee on Finance.

Ref.Cm.Finance

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

Rep.Cm.Finance  
Resolutions

"Making a temporary loan of Fifty-Three Million Nine Hundred Thousand Dollars (\$53,900,000.00) in anticipation of the taxes of the year 1984"

"Authorizing the Finance Officer to make certain departmental transfers"

"Approving certain charitable contributions made by the Board of Mayor and Aldermen during the Christmas Season"

ought to pass. On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted that the

Oughttopass

Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Resolutions:

Resolutions

"Making a temporary loan of Fifty-Three Million Nine Hundred Thousand Dollars (\$53,900,000.00) in anticipation of the taxes of the year 1984"

"Authorizing the Finance Officer to make certain departmental transfers"

"Approving certain charitable contributions made by the Board of Mayor and Aldermen during the Christmas Season"

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to read by title only.

ByTitleOnly

On motion of Ald. Osborne duly seconded by Ald. Rinker it was voted to suspend the rules and place these Resolutions on their second and final reading by title only.

SuspendRules  
2nd&Final  
Reading  
ByTitleOnly

Following their second and final reading by title only, on motion of Ald. Gelinis duly seconded by Ald. Provencher it was voted that they pass to be enrolled under suspension of the rules.

Passed to be  
Enrolled Under  
Suspension

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to confirm the appointment of Roland Lemire to the Art Commission to fill the unexpired term of Lu Martin, resigned, term expiring October, 1985.

RolandLemire  
confirmed  
Art Comm.

Nominations:  
Dr.J.Farley  
BoardofHealth  
StephenCamaan  
Atty.DeGrandpre  
HistoricDistrict

Mayor Beaulieu nominated Dr. Joanne Farley to the Board of Health.

Mayor Beaulieu nominated Stephen Camaan and Attorney Charles DeGrandpre to the Historic District Commission.

GeorgeCopadis  
MHA  
Rep.Sp.Cm.  
Downtown  
Redevelopment

Mayor Beaulieu nominated George Copadis to the Manchester Housing Authority.

A Report of the Special Committee on Downtown Redevelopment was presented wherein they respectfully recommend, after due and careful consideration, that the proposal by Michael B. Ingram to develop a new 6-story 42,500 sq.ft. retail and office building at Elm and Hanover Street be approved and that, upon firm evidence of financing and execution of construction contracts, the city

1. Purchase a 5' by 100' frontage from the developer at Hanover Street for \$63,000., such sum representing the cost to the developer for comparable land to be acquired to the north for the project, said purchase to be subject to Air Rights above the second floor;
2. Authorize the expenditure of up to \$12,000. for relocation of the Hanover Street curb line to conform with Hanover Street to the east and for reconstruction of the sidewalk;
3. Reaffirm the intent of the city to proceed with reconstruction of alleyways as set forth in the 1984 CIP budget; and
4. Authorize a parking lease commitment with the developer as follows:

Effective October 1, 1984 - 40 spaces at the Victory Parking Garage at \$30.00 per space per month for 5 years, with annual escalation thereafter at 5% or the percentage increase in the tax rate, whichever is greater;

Effective October 1, 1985 - 30 spaces at a facility selected by the city at the same term and rate set forth above.

Ald. Pariseau raised question as to the parking lease agreement, Mr. Hoben advising that we were currently getting \$20.00 per space per month; that he had spoken to the City Clerk about this agreement, and she assured him that we have adequate space to accommodate this lease. On motion of Ald. Gelinas duly seconded by Ald. Rinker it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Ald. Pepino

Ald. Pepino inquired when we would be receiving the Highway Management Review Report; that the newspaper has had in for two weeks. Mr. Hoben advised that the final report has not yet been prepared; that the newspaper got the draft report and was obtained under the Right to Know Law; that it was not intended to be presented. On motion of Ald. Pepino duly seconded by Ald. Rinker it was voted that the Aldermen receive a copy of the draft Highway Management Review Report under the Right to Know Law.

Voted

Executive  
Session

Mayor Beaulieu advised we would go into Executive Session with Wilbur Jenkins for the purpose of discussing negotiations.

Order

Mayor Beaulieu called the meeting back to order, no action having been taken in Executive Session.

Adjourn

There being no further business to come before the Board, on motion of Ald. Batalis duly seconded by Ald. Thibault it was voted to adjourn.

A true record. Attest.

*Edward J. Prull*  
City Clerk

State of New Hampshire  
Hillsborough, SS

December 6, 1983

Personally appeared before me Roland Lemire a member of the Art Commission and subscribed to the oath of office as prescribed by law.

w/ Elynore Bartlett  
Deputy City Clerk

State of New Hampshire  
Hillsborough, SS

December 12, 1983

Personally appeared before me, Paul Porter, Sr., a member of the Retirement Board and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh  
City Clerk

BOARD OF MAYOR AND ALDERMEN

CIP - PUBLIC HEARING

December 12, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Pepino.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher. Absent: Ald. Osborne.

Mayor Beaulieu advised we are pleased to present to you this evening the recommended Community Improvement Program Plan and Budget for 1984 to 1988. The recommended CIP Program builds upon the City's recent success in steering growth and development at the neighborhood level and in our economic centers, while providing important public services and facilities at a reasonable cost. The 1984 CIP responds to the City's long range needs, maintains commitments for critical public facilities, and addresses many of the concerns raised at neighborhood hearings held in October. The 1984 Program calls for expansion of the City's Neighborhood Revitalization Program into two (2) additional areas, Granite Square - Second Street and the area bounded by Manchester, Maple, Auburn, and Union Streets. Housing Rehabilitation loans, school sidewalk construction, tree planting, and park improvements will be focused in five (5) inner city neighborhoods. Social Service, Public Safety, and Recreation Programs will be continued, with a modest increase in spending for elderly and youth programs despite recent Federal funding cutbacks. Major school facility improvements are programmed for 1985 and 1986 for northwest Manchester. The City's strides in promoting a solid economic future are recognized and continued. Industrial and Downtown Development initiatives include responsibilities to the Grenier Industrial Park Extension, the Center of New Hampshire, Wall Street, and Washington Street Projects. The recreational, historical, and economic opportunities of the Amoskeag Millyard and the so-called Corporation Housing Area will be furthered in 1984 as well, and major investments in the City's streets, bridges, and sewer and drain systems in planned over the next five (5) years. It is important to stress that the CIP Financial Plan is maintained throughout the 5-year period, although this has required that a number of important Public Works Projects and various services and programs be omitted or deferred. CIP costs in 1983 were substantially less than 10 years ago, and they represented less in the City's property tax rate. But we believe that the City's

continuing economic development initiatives will produce increasing revenues which will allow the City to more adequately address these concerns over the next several years. In conclusion, we appreciate your attendance at this hearing, and look forward to your comments this evening. Mayor Beaulieu advised that the purpose of the public hearing was to consider the 1984 Community Improvement Program which for 1984 included allocations and/or appropriations of:

1. approximately \$4,272,800. in Community Development Block Grant funds;
2. approximately \$1,020,000. in 1984 Municipal Funds;
3. up to \$23,439,150. which may be requested from federal and state government sources through various grant programs;
4. up to \$3,575,000. which may be generated through the issuance of general obligation bonds and short-term notes; and
5. \$85,000. in balances from short-term notes and bonds appropriated for projects which have been completed.

The Clerk presented the Resolution:

"Approving the Community Improvement Program for 1984, Raising and Appropriating Monies Therefor and Authorizing the Office of the Mayor to Implement said Program"

Mayor Beaulieu called on John Hoben, City Coordinator, for presentation of the proposed program. Mr. Hoben advised the 1984 - 1988 Community Improvement Program includes policy actions that are recommended by the Board of Aldermen on 155 different expenditure requests that range from everything from training programs for different city departments to new schools and major capital projects involving many millions of dollars; I would like to explain how the Board of Aldermen has approached the task of defining the direction for spending these dollars over the next several years; a number of hearings were conducted in October of this year throughout the City, at which time we asked for comments and questions and suggestions on the direction that the City should be taking over the next several years; we worked with the different City departments in formulating their spending requests and asked the Board of Aldermen to reaffirm a financial plan that suggests that the City not spend the equivalent of more than \$12.00 on the City's tax rate in 1984 or at any time in the future; over the past several years, this financial plan has been bettered; part of the handout packet shows the City's spending in Community Improvement Program Activities; there is a chart that shows, by year, the City's debt service, which is the amount of money that is required from tax sources to pay back monies that have been borrowed in prior years, the Non-Departmental Account, which is a direct appropriation from the City Budget, and the total; when these total expenditures by year, are compared against the assessed value, you can see that since 1974, we have reduced the cost of these programs on the City's property tax rate, from \$12.71 ten years ago, to \$8.90 in 1983. The City's financial plan suggests that the City spend no more than the equivalent of \$12.00 on the City's tax rate for all capital and service improvement activities that the City wishes to undertake. An important part of this program is that, with the Board of Aldermen's definition of goals and objectives and their selection of different programs and their activities that it feels are going to be beneficial to the City, that we work as best we can to encourage and attract federal, state and often times private funding, to help the city carry out these programs. In 1984 we are seeking authorization through this resolution, to use just under \$4.3 million in Community Development Block Grant Funds from the Federal Government, some of those represent balances from prior years; and also to seek categorical grants for up to

\$23.4 million. Not all of these funds are going to be received, but we need the authority to try to go out and encourage these agencies to allow us to use their funds to achieve local objectives. In 1984 we expect to borrow approximately \$3,575,000., these will have no impact in the 1984 tax rate because funds that are borrowed in 1984 do not have to be repaid until the following years, thus our financial plan must look ahead beyond 1984, and in this particular case, we consider the impacts of borrowing and repayments in future years as we establish the program in the direction. At the hearings that were held we received almost 200 comments, 90% of these were focused in 6 major areas. The largest number of comments centered on park maintenance and improvements. I think the city has invested a significant amount of money in the past two years on upgrading existing city park facilities, we expect this will continue through 1984, and there are six items scheduled as well as smaller items initiated in other parks this past year. There was some concern addressed by a group relative to a new soccer field at Padden Field, this has been included in the proposal at a reduced level which will require some involvement and effort on the part of the league that has requested that assistance. Social Service activities were an object of concern, I think it is important to point out that there have been federal cutbacks that directly effect the City's ability to carry out some of these programs, but the total spending that the City is projecting in this area in 1984 is increased modestly to account for inflation and other trends, to maintain the basic services that we have operated in the past several years. Traffic flow was an additional concern, and in 1984 we have allocated almost \$100,000. to upgrade six traffic signal installations in the city that should allow for traffic to move smoother. We have continued appropriations to major street reconstruction activities as well as a number of larger projects that are on the horizon for 1984 and beyond. In terms of the City's development on a neighborhood basis, the Mayor mentioned that we are looking to an expansion of the City's Housing Rehabilitation Loan Program into two additional neighborhoods, and to concentrate the other City programs of sidewalk construction, tree planting etc., in those neighborhoods. Sidewalks have been a concern for the past several years, as a result of the comments that were expressed at these hearings two or three years ago, the City did initiate the largest school sidewalk construction program in history, and is looking to an additional \$250,000. of expenditure in that area in 1984. Basically speaking, I think the Board of Aldermen has had to bite the bullet, within the financial plan that the City has adopted it has not allowed us or the Board to do all that they wish to do, but I think they have tended to the majority of the comments that were raised at the hearing as well as providing some major policy direction for the City's Development Programs and other major efforts that might not represent as much interest among the constituency as is necessary for them to make their decision. Overall this hearing is for the benefit who wish to have comment on what the Board is proposing to do in 1984, and at this point it would be appropriate to open it for public comment.

Mayor Beaulieu advised that anyone who would like to address the Board on the Community Improvement Program could do so by going forth to the nearest microphone, and recite their name and address for the record; that each person will be given an opportunity to speak. Mayor Beaulieu called for anyone wishing to speak either for or against the Community Improvement Program.

Linda Bisette, representing the Brown School Teacher-Parent Group, was recognized and stated:

We understand that you people would like to put an addition to Gossler Park School and add on to Brown School. We feel that this is not a permanent solution to the problem, and if anyone has seen the Issac and Issac Report, it goes against this report, and their final remark is "Finally, due to difficulties which will be encountered in constructing on a confined site, it is expected that the cost per square foot of construction for this scheme would be somewhat higher than the other alternative." If you add on to Brown Primary School, you will have to get a waiver from the State because there won't be enough playground space, and eventually the cost will be higher because you will have to buy the adjacent property for playground space, and they feel that someday it will be alot more expensive going that way than building a new school. We would like a new school. The conditions that the children are in right now are terrible. On rainy days, when they have gym; and the toilets downstairs; they eat in the hallways; and there library has about 20 books in it; it is a little bookshelf and it is in with another room; the windows are shakey in the Primary school; the heating system goes off 3 or 4 times a year and the children have to wear their coats in the classroom; it is just a terrible place for the children to be learning, although the teachers are wonderful.

Jocelyn Henning, who runs the Retired Senior Volunteer Program, was recognized and stated:

Our initial request for money from the City has been denied. I have brought a volunteer with me tonight, Lucinda Lemay, and I would like her to explain what she does for the City as one of our volunteers.

Lucinda Lemay was recognized and stated:

I have been a volunteer about 5 years with RSVP, and right now I help here in City Hall at Voter Registration; I check the cards when the people die or leave the City, and we do a lot of other things too, and I am very glad to help her, because it helps her very much. I do it because I enjoy it and it helps Ellie very much.

Jocelyn Henning stated:

The whole purpose of the program is to help the elderly first, and then to help the City and other agencies in Hillsborough County. I will distribute a sheet showing statistics over the last three years of how many volunteers we have placed within the Manchester are and within the whole county, and how many hours these volunteers have donated, and an estimated savings if you take \$3.35 per hour. The 550 volunteers that we have, have quite an impact in terms of the number of hours that they give. In 1982, 550 volunteers gave over 73,000 hours of service, which has quite an impact if you are talking about savings.

Mr. Hoben advised that the City has an agreement with Manchester Consolidated Services Inc. for the Voluntary Action Center; it is a comparable program, although RSVP is county wide and focuses on elderly volunteers.

Jocelyn Henning stated:

VAC is 60 and under and RSVP is 60 and over; VAC is a volunteer program, RSVP is an elderly program first, and a volunteer program second. My point is, I would like you to reconsider. The money is to recruit, place and maintain these 550 volunteers; it takes a full time staff to do that; in Hillsborough County, I have three other full time staff besides myself to give these elderly an opportunity to do something after retirement. Some of the money might go to volunteer travel reimbursement; we have to pay for insurance for them; we have to give them a recognition every year. We do not get any money from the City now; we are federally funded 70%, and the other 30% comes locally from private donatations and fund raisers. We get County money too from my sponser which is Southern New Hampshire Services, who get money from the County and give my program some of that money; I cannot go directly to those towns because my sponsor goes to the County.

Mr. Hoben stated:

We have not made an allocation to this Agency for this program before; they requested funds last year, and they are requesting funds again this year; the recommended program does not include an appropriation for this agency. We pay Hillsborough County about \$3 million, and they, in turn, fund these kinds of programs.

Jean Tsetsilas, 331 E. High Street, was recognized and spoke on a variety of subjects.

Mary Mongon, Deputy Director of Manchester Housing Authority, was recognized and stated:

I am here on a positive note; I am very pleased the read the report that I got tonight. It is good to see that the Social Services people are out there, and you had 52 comments, I thought that was a very positive response. I was able to attend many of the hearings, and I thought there were some positive things. Manchester Housing Authority does have a Youth Recreational Program and we did get reduced by about \$11,000. That is going to hurt, and we are going to have to take a strong look at how that is going to hurt. If anything, it is going to hurt our summer program. In the summertime we have to increase our staff in order to take care of some 400 children during the summertime, because that is a densely populated area that we have. We do a similar program to Fun in the Sun, a little more intense. This is where we are going to hurt, but we recognize that you certainly have tried to do the best

that you possibly could, and certainly if there are any more dollars there, we would like to have them. But I think it is a positive step forward, it is good to hear that Social Services is still in the limelight, and that we will continue to have them. I once again comment the Board of Mayor and Aldermen for recognizing that fact.

Richard Therrien, Attorney, was recognized and stated:

I speak in favor of the CIP Program on the basis that I am told that finally we are going to get some funding to go into the Historic District in terms of a 50/50 match dealing with sidewalks and street lights. We have been looking for this for a long time, and I speak for myself as well as a member of the Amoskeag Neighborhood Association. I think that most of the people down there who have invested tremendously in property are going to be gratified by the Board's generosity in terms of finally getting this thing under way. Even though we wish we could have gotten more, we understand, and are willing to participate.

Leo Bell, 3 Broadhead Avenue, was recognized and stated:

I am interested in traffic; we have the Brown Avenue and Hazelton intersection which is a highway which dumps right into a school zone; it is a 20 m.p.h. zone, and the kids are unprotected. I don't want to spend the city's money too much, so I would think we could go to an area like Depot Street, alleviate those red lights, and put them into areas that are needed. You have the same thing down on Market Street, you go down to a dead end, you have red lights, stop sign would do the same thing. You could put it where it would protect people. What I am looking for is to get some protection into this intersection, either by blocking the Y section, or implementing red lights to protect the kids. Put some flashing yellow lights, because it is really very fast. In 1978 they had a traffic count over there of 12,760 daily, and I am sure it has increased since then.

There being no one further wishing to speak, on motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to refer the Resolution to the Committee on Finance to consider the testimony and report its recommendations to the Board of Mayor and Aldermen.

On motion of Ald. Batalis duly seconded by Ald. Rinker it was voted to adjourn.

A true record. Attest.

*Edward J. Melch*  
City Clerk

BOARD OF MAYOR AND ALDERMEN

PUBLIC HEARING-1984 BUDGET

December 13, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher; Messrs. Acorace, Badolati; Madeleine Roy. Absent: Ald. Batalis.

Mayor Beaulieu advised that the purpose of the meeting was to conduct a public hearing on the proposed municipal budget as required under the provisions of RSA 44:10 and on the expenditure of General Revenue Sharing Funds from Entitlements 14 and 15 as well as funding the operating budget of the Environmental Protection Division from Sewer User Rental Charges, the Resolutions before the hearing being as follows:

"Raising Money and Making Appropriations for the Year 1984"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements 14 and 15 and from Interest Earnings of each as offsets to the Fiscal 1984 Municipal Budget"

"Appropriating the sum of Three Million Eight Hundred Three Thousand Three Hundred Four Dollars (\$3,803,304.) from Sewer User Rental Charges to the Environmental Protection Division for the year 1984, of which Ninety Thousand Dollars (\$90,000.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

Mayor Beaulieu presented his budget message as follows:

Dear Fellow Citizens:

The 1984 operating budget presented at this Public Hearing reflects the efforts of many people and is being finalized in record time to comply with budget deadlines established in the new City Charter. Long range predictions on expenses and revenues were made with a sincere and conscientious effort to reduce City spending while continuing to provide essential services efficiently.

The 1984 budget process has been particularly demanding. This budget is presented four (4) to five (5) months earlier than in previous years and this has required adjustment to the use of forecasts rather than actual spending information. With great difficulty and considerable sacrifice, requests totaling more than \$88.6 million were reduced over \$5 million to \$83,314,007. Total projected 1984 show a 7.6% increase over 1983.

The 7.6% projected expense increase exceeds our original budgetary goals. Particularly frustrating is a School collective bargaining agreement which shifts \$950,723 of 1985 costs to the 1984 Budget. The Board of Mayor and Aldermen has also been very concerned and frustrated with the continuing disturbing tendency of federal and state government to require cities to absorb the cost of mandated programs. In 1984 these mandated increases of approximately \$506,680 are incorporated into this Budget. In other words, without these additional obligations and shifts of cost, the overall percentage in the City Budget increase would be 5.8%. Also, the \$950,000. I just talked about in the School budget, if that were to have been paid in 1985, total increase cost to the City at this time, with mandated increase from federal and state government, would be about 4.6%. As a result of these state and federal actions, additional spending cutbacks will need to be considered.

It is critical that in these and future budget deliberations we resolve that the difficult economic times in which we live shall never narrow our focus so much that we cannot see that stagnation for the sake of a "frozen" tax rate is ultimately self-defeating. Manchester is a city with vast potential, and we are well on our way toward realizing that potential. But we are doomed to never realize it unless tax rate concerns are tempered with an understanding that progress requires investment in the future, and that the quality of life for all our citizens must always be our foremost priority.

Mayor Beaulieu called on the Finance Director for presentation of the Budget.

Mr. Acorace reviewed the budget handout, explaining the various charts.

Mayor Beaulieu advised that the meeting is now open to the public; that each person wishing to speak is requested to step to a microphone, when recognized, and announce their name and address in a clear, loud voice for the record.

Mayor-Elect Bob Shaw, 117 Webster Street, was recognized and stated:

It is interesting to go over the budget, and to see that, it has been difficult on the Mayor's part to produce three budgets in his two years time. You have to at least speak to the unfairness of the system that he must produce a budget that supposedly I would have to live with for a full year in 1984. I don't think it is exactly what the citizens want in terms of an increase of 8%. I think that a different direction needs to be given to it. Because of the constraints on the Mayor in all of his duties, and the election, and I am not going to try to fault you in any of my comments, it doesn't mean as derogatory to you, sir, but the time isn't available, or the concept of how to accomplish, to look within this budget. I brought with me the budget for the Water Works for next year, and I only want to talk in terms of the expense side of their budget, not in terms of the income side. Because it points out a point that all twelve of you, or the people on the next Board, and I must address the minute we get into office in 1984. The budget for the Water Works Department, the total budget for payroll is \$1.774 million, and the other expenditures are \$3 million, for a total expense of \$4.9 million. The total increase in their budget for 1984, payroll is going to go up \$42,781. on a payroll of \$1.7 million. Expenses for that department are going to go down \$40,020. Now we are not talking about income, everyone hear knows that water bills come into a separate revenue, and we are not talking about the revenue side of their income at all, we are just talking in terms of expenses. The thing that it said here, which I have made, and I know the Mayor wanted to make, and all you gentlemen want to make is this here. The promise made one year ago to make every effort to hold down expenses has been kept. Here is an department with 81½ employees, with a budget of \$4.8 million, and they increase expenses net \$2,500. If you can divide that out, you will see that we have a problem based on time and based on the way that we do the budget, that we must do the same. If they can do it, if they can increase total expenses by only \$2,500., then we have to do exactly the same. And it is going to take a lot more work, because of the lack of time this year, and another revue of the budget. I don't think the citizens in Manchester wanted, nor did Mayor Beaulieu, want an increase of 7.6% in total expenses. We can blame the School Department, these people for years, foolishly accepted

24 paychecks instead of 21. I would never have done that. The fact that they now come before us and ask for their money, there is nothing wrong with that. The thing is that our bookkeeping system mislead everybody to thinking that expenses were lower by \$1 million that they actually were. That has to frustrate anybody. It doesn't happen in any one of our businesses that we are allowed to reduce our expenses by \$1 million just because we didn't hand the employees pay that was deserved. I know we are on the cash basis, which is not a very accurate method. I am so glad it is raining today, because I am scared to death we will have a major snowstorm in your year, and I am going to pay for it, so I am very nervous about this. I hope it rains until at least I am the one accountable for it. Don't pass on any snowstorms to me if you can. You can't blame the teachers, and you can't blame the fact that we have to come up with \$1 million to pay this type of expense. We don't have to go out to the public, we have been misleading the public, rightly or wrongly, we have been misleading them for years about this expense. It has always been passed on to another year. Now it is up to \$1 million, especially it is very high because of the increases that they are getting. So there is nothing wrong with having to come up with the million dollars. It is something each of us who are going to serve on the next Board must do. We must come up with \$1 million, we have got to forget about it, it is our obligation, we will pay it in 1984 like grown men that we are, and then in 1985 we will recover our mistake back again. So it is a bookkeeping thing, how we actually come up with the million dollars, I don't know. Mayor Beaulieu might come by next December and hand me the million, I hope. But somehow we will get them the million dollars that they deserve. We can't blame people for that, it is the bookkeeping system. I just hope that we don't have any more in here. We are going to have to review this budget again. You have gone through this process, but I will tell you, I don't think any one of you want to accept a 7.6% increase when the Water Works can do it for less; when other departments, and we have departments that have come in with zero increases, and departments that come in with fantastic increases. I don't think we have even taken into account revenue, if school cost is going to go up by 10%, then I would presume that tuition costs from 1500 students that come into our schools in Manchester is also going up by 10%. To my way of thinking, that comes out to \$330,000., but you project an income here of about \$100,000. increase. Look at the revenue side of this whole thing here, you are allowing people 10% and 5%, and 7% increases, and they haven't even increased their revenues peanuts. There has got to be something wrong with the system that is giving all these kinds of services and is supposedly charging people. In certain aspects of our government, there is suppose to be some aspects of pay as you go, and those aspects of pay as you go don't seem to be increasing revenues at all. So I think we are going to have to address the revenue side of this picture, we are going to address the expenses side, and then on the million dollars, we are going to have to come up with that. There is no way in creation that we can make the teachers wait for their money, it is theirs. Any one of you work for somebody and not accept your pay? I think you have tried very hard Mayor, and I understand the time constraints on you. What I'll do, and I know that you will help me when I get in and give me some of the pitfalls that I should fall in to. But each of you are going to have to address this. If you approve it as it is, expect that we are going to have to reopen. I hope that each of you know this here. There is no way around the Charter not to approve a budget, you could make some major stands right now. You know what is wrong, you know what places have to be reduced. Personnel is constantly coming in with more and more people needing to be put into the City of Manchester. I understand that a number of people are due for promotions within the next few days. We can wait a few days for all of these things, we ought to give serious consideration that we are going to have to address some of these problems. I don't want to take too much of your time, I realize just following you around today, what the job entails. Probably a little more. I though Santa Claus had given me a gift until I came here tonight, and I realized that the elves have been at work here.

Linda Bessette, 468 Hevey Street, Vice President of Brown School Parent-Teacher Group, was recognized and stated:

I would like to freshen your mind about about our new school, so you don't forget us. I noticed in the paper today that Miss Hammond said that I was concerned about the bathrooms. I am really not concerned about the bathrooms, the children have gym on rainy days in the bathrooms, and it is really the gym we are concerned about, not the bathrooms, although that could use a little work too. Again, they have lunch in the hallways. And there must be a leak somewhere in the roof, because there are buckets upstairs in the attic that collect the water, and in one kindergarten classroom, water has been leaking through one of the light fixtures, and the lights are not being used. The plaster is falling off the walls, teachers are buying their own materials to cover the walls to keep blackboards from falling on children. There is one classroom downstairs, a special education classroom, and the woman holds her classroom in a space in the basement where they store desks because there is no room for it. I hope you will keep our new school in mind, because it is extremely important to us.

Jean Tsetsilas, 331 E. High Street, was recognized and spoke on a variety of subjects.

Jean Gregoire was recognized and stated:

I am here to speak on the subject of a new northwest elementary. It is appalling to have the children eating their lunch in the hallways. When you go to the Western School, the Highland Goffsfalls School, the children eat in the cafeteria. I realize you have already heard this, but you are going to hear it again. It is appalling when the children play in a playground and they can't go outside because there is a funeral at the Catholic Church, and they almost get hit by a car or something of that nature. It is appalling when

when the children are sitting in a Special Education classroom that does not exist. They are sitting in a stairway, underneath where they store desks and breakfast cereals and whatnot. We are not back in the Eighteenth Century, we are in the new. We have got to keep on going, we can't stop. We have got to build the children a new school. We are not talking enrollment, that is not going to change. We are talking an antiquated facility. It was built in 1912. I realize that old buildings are nice, and they can be repaired, but not for a school. Putting an additional to Gossler Park, and putting in 2 or 3 million into the old Brown School, taking people's homes, does that make any sense, when you have all kinds of land on North Youville Street that can be used for this. It doesn't make sense. We need a new school. You are all going to be invited to a meeting there in the very near future to see what we are talking about. Watch and look at the paint chipping off the ceiling, look at the children doing gymnastics in front of the urinals in the toilets. The people from the west side are not second class citizens. We have only been at this for two months, and we are going to do something about it. We need your support. We need support from every single Aldermen in this City, not just the Aldermen on the west side, because then we will be defeated. Where do your children go to school? Do they go to Highland Goffsfalls, do they go to the Weston School? What would be nice is to bus all the kids from the Weston School to Brown School for two months. Watch the parents on the east side get really upset, and send my kid to the Weston School. If you want to pay for the bus, my child will be on the sidewalk waiting to go. It would be better than what he has got now. The playground is unbelievable, the concrete is falling apart. If you go to the Weston School, Highland Goffsfalls, or Green Acres, they play in the grass. If you go to Brown School, primary or the middle school, they play in the parking lot. If you fall down and wreck your face, that is your own problem. There is no swingsets there for the children, and you wonder why all of a sudden people are raising their voices about this. I walked into Brown Primary School three months ago, when my son went in the first grade, and when I sat in that same school fourteen years ago it was the same paint on the same walls, and the same crack was there. We have got to do something about this school, and we need a total commitment from everyone, and this is just the beginning. If you want to hear from us loud, you are going to hear from us loud. People say take the easy route, well we are not getting anywhere gentlemen. If we need 100 mothers picketing in front of City Hall, we will get 100 mothers picketing in front of City Hall. This is not what we want. We want cooperation, we want help from you gentlemen. If we need the Mayor for a tiebreaker, well that is O.K. too. It is no longer "I am waiting for the School Board to make a decision", and then you go to the School Board and they are waiting for the Board of Mayor and Aldermen to make a decision. What have you got, we have got rhetoric. This is not heresay, I went to the School Board and they said they were waiting for the Board of Mayor and Aldermen. I presented them with 300 petitions and they said I belong at the Board of Mayor and Aldermen, so I spoke to a couple of the Aldermen, and they said they were waiting on the School Board. What is it going to take to stop this, one of the kids come down with ingested poisoning from lead paint that is chipping off the ceiling, a steam valve to explode in that old school. This is just the bare surface of it, you are all invited to come at any time and look at our school, and if you are pleased with that place, if you say that I went to school there and it was fine, thats fine, but from what I can say without insulting anyone, everybody on that Board looks a little bit older than I am. So now we are talking an antiquated facility, we are not talking numbers. If we are going to talk projected enrollment, etc., it is not going to get us anywhere. We have got to talk about the building itself and where our children are being housed. What is going to happen tomorrow if St. Marie's decides to follow like St. Pat's and St. John the Baptist, and go out of the teaching of our children? What are we going to do, put another 500 students down Gossler Park with the other 200 that we took out of Brown and put down at Gossler Park? What happens if you have a gas explosion down at Gossler Park with 2000 kids in that building, that is not very feasible is it? So what we want is a new Northwest Elementary, preferably the North Youville site. I am not putting down the people of the project, but that is not where a school belongs. A school belongs away from any big development. Put it in the middle over there where it is perfect, where everybody can get to it.

Lionel Leblanc, 203 Belmont Street, was recognized and stated:

I want to speak about the Union and the teachers, and everything that has to do with the school system, because every two years, before we negotiate a contract, they tell them what the grievances are, and the first thing they want is more money. They are more interested in monetary compensation than they are in teaching our students. I would like to know in the past 10 years what is the percent increase in the school system. The way I figure it out, it is 15% every two years. So if it is 5 years, it is 75%, 10 years from now it will be another 75%. You'll back up the City. Something has to be done about this. I believe the children should go to school, and should have an education, but let's do something about that constant increase, not always whats in our hip pocket. Everybody is tightening up their belts, we don't just have taxes to pay, we have utilities and all other bills to pay. When it comes to the end of the week, we don't have anything left. Look throughout the City at the amount of properties that are for sale. These people could afford this property, they could keep it, that would be more revenue for our City. Is there a way that when the contracts come up for the schools again, that they can wait at least four years? This would probably have 15% in four years. Two years from now when the contract comes up for the schools, are they going to ask for another 15%, and are you going to give it to them? Let's get the union out. These people seem to get along too well together. I wouldn't complain about the union if they give them everything they want, I would stick to them. Something has to be done.

Francis Roberge, 156 Dunbar Street, was recognized and stated:

I was reading that the average wage in the State of New Hampshire is \$10,700. Could your Honor show me one City employee that starts less than that? Why is it that every year they can figure a 5% pay raise or 6% pay raise, they are guaranteed to get a raise every year. I have only been back from the military for three years, and they have been getting a pay raise every year. You people talk about cutting the money down, where are your cuts? Do you go to the City Hall and tell them this year on your budget we are cutting you 5%, that is what you are living on. Buy your paper, buy your pens - the same thing with the rest of the departments. I go to a whole bunch of the meetings with the Aldermen, and I have not yet heard the Aldermen say "no", they are always saying yes. One meeting they passed \$50,000 from one thing to the next, \$10,000. to another, then they fight over \$250.00. You gentlemen have got to say no to somebody, cause you sure the heck are doing it to me and the rest of the people who pay taxes. I was brought up in this town, I went to that school that gentlemen is talking about, it doesn't sound like the school has changed any, that's been almost 40 years ago. There is where our money should go, not to their pay raises, to the school. How about cutting some of these pays, how about the next time something comes up for a pay raise, drop this 5 and 6%. Everything else is going up, why should that go up too, my wages sure aren't going up.

Donna Beth Murphy, 33 Cloyd Street, was recognized and stated:

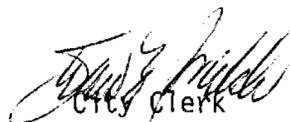
I address you as the President of that Teacher's Union that has been spoken about. Over the past twelve years, my buying power has been decreased 27% because of the cost of inflation. I may have earned salary increases through the negotiations process that my Union enters into with the City, it has not kept my buying power on a level with cost of living increases. I am sure the gentlemen behind me may be in similar situations, but I don't feel a need to subsidize the City of Manchester, I do in a lot of instances. To deny me a 5% raise to save taxes, seems to me, an injustice. And that is what my raise is this year, 5%. That is what it will be next year. Your 10.3 projection is based on a bookkeeping process. That 10.3 has nothing to do with my raise.

Selma Deitch, 300 No. Adams Street, was recognized and stated:

I am the Clinical Director of Child Health Services and I am here tonight to thank you for the City's appropriation made to Child Health Services for the health care of Manchester children. Last year we took care of the health needs of over 500 children, who with their parents, made over 4000 visits to our clinic. That completed our third year of service to Manchester. \$1,000. has been allocated in the present budget to cover some of the costs of illness visits, regular checkups, guidance regarding child behavior, nutritional services to help with food shopping, budgeting and preparation. Also the money pays for social support for families which may range from a ride to the clinic to helping to find a day care program, and to accompany a mother when she goes to see an eye specialist in Boston. This fall we applied for and received two grants from private foundations outside the New England area, which together with our United Way increase, will allow us to take 75 more children into our program starting in February of 1984. We count on the money from the City of Manchester to maintain a steady level of funding for the health needs of Manchester's children served by our program, and therefore, we will be looking to you for continued support as our program grows.

All wishing to speak having been heard, on motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to refer the Resolutions back to the Committee on Finance for further consideration. There being no further business to come before the Board, on motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to adjourn.

A true record. Attest.

  
City Clerk

State of New Hampshire  
Hillsborough, SS

December 20, 1983

Personally appeared before me, George Copadis a member of the Manchester Housing Authority and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett  
Deputy City Clerk

## BOARD OF MAYOR AND ALDERMEN

December 20, 1983

7:30 P.M.

Mayor Beaulieu called the meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function being led by Ald. Rinker.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Beaulieu; Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher; Messr. Clark.

Presentation

Mayor Beaulieu presented placques to out-going Aldermen Batalis, Gelinas and Pariseau from the full Board of Mayor and Aldermen.

Cm.fr.Ex.Cn.  
Georgopoulos  
R&F

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Cm.fr.Congress  
D'Amours

Communication was presented from Congressman Norman E. D'Amours advising that the House and Senate have agreed on legislation to extend the revenue sharing program for three additional years at its current level of funding, \$4.57 billion per year. Being informational, the communication was received and filed.

R&amp;F

Cm.fr.Diana  
Spiewak

Communication was presented from Diana Spiewak requesting a zoning change from I-3 to R-4 at 610 Hayward Street. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Ref.Bo2R

Cm.fr.Judy  
Makris  
Ref.PoliceDept.

Communication was presented from Judy Makris advising of problems she has encountered with the Manchester Police Department. The communication was referred to the Police Department.

Cm.fr.Donald  
Still

Communication was presented from Donald Still, Chairman Merci Box Car Dedication, expressing appreciation for the contribution made recently by the Board. The communication was received and filed.

R&amp;F

Cm.fr.Ward 4  
Selectmen

Communication was presented from Ward 4 Selectmen advising that it is necessary to relocate the polling place to provide a more central location based on the extended ward lines effective January 1, 1984; that McDonough School has been selected as the new Ward 4 polling place. Being informational, the communication was received and filed.

R&amp;F

Cm.fr.AFSCME

Communication was presented from AFSCME relative to contracting out public services by state and local governments together with their new publication "Passing the Bucks" which is on file at the City Clerk's office. Being informational the communication was received and filed.

R&amp;F

Cm.fr.Ted  
MacLeod

Communication was presented from Public Works Director MacLeod relative to the safety problem on the Notre Dame Bridge as called to their attention by the Greater Manchester Mental Health Center and advising of the installation of a safety fence together with letters of support of the request for this safety improvement. Being informational, the communication was received and filed.

R&amp;F

Cm.fr.Clem  
Lemire

Communication was presented from Parks and Recreation Superintendent Clem Lemire advising that the Commission has approved entering into an agreement with the Elliot Hospital to utilize a portion of Stevens Park for a temporary parking lot and requesting approval of the Board to enter into this agreement. Under the rules, the communication was referred to the Committee

Ref.Cm.L&amp;B

on Lands and Buildings.

Communication was presented from Highway Department submitting the "Management Audit", all Aldermen having previously been furnished copies, and requesting the opportunity to meet with the Board at the earliest opportunity to formally present this document and review its contents. On motion of Ald. Gelinas duly seconded by Ald. Provencher it was voted to refer to the incoming Board.

Cm.fr.Highway Dept.

Ref.toIncoming Board

On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted to ratify and confirm a telephone poll conducted on December 12, setting voting hours at 12 noon to 6:00 P.M. for the Special Primary Election Senate District 20, Wards 3, 5, 10, 11, 12 on January 24, 1984.

Ratify&Confirm Tel.Poll

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully advise they have considered the request of Marie M. Finlason who, it appears, desires to become a tattoo artist and engage in that occupation in the City of Manchester where it is not permitted to be done by anyone other than a person registered as a qualified physician; that RSA 639:33 II stipulates the tattooing by any person of a child under the age of 18 constitutes endangering the welfare of such child and it is respectfully recommends, after due and careful consideration, that a proposed ordinance

Rep.Cm.Bo2R

Ordinance

"Rescinding Sec. 17-21. Tattooing"

be deemed inexpedient to legislate. On motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

ought to pass. On motion of Ald. Gelinas duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Chapter 14 Licenses and Business Regulations, Repealing Article VIII, Private Detectives and inserting a new Article VIII, Peddlers"

ought to pass. On motion of Ald. Pepino duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1A (One Family Residential) zoning district in the vicinity generally easterly of Bodwell Road presently zoned I-2 (Industrial Park) and by establishing an R-3 (Three Family Residential) zoning district in the vicinity generally westerly of Bodwell Road presently zoned I-2"

ought to pass. On motion of Ald. Gelinas duly seconded by Ald. Gimás, it was voted that action on this matter be tabled until the Board of Mayor and Aldermen meeting of February 21, 1984.

Tabled

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Ordinances

Rep.Cm.Bo2R

Ordinances

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road and the Manchester/Hooksett/Goffstown Town Boundary, meaning and intending to include a certain tract or parcel in Manchester consisting of 240 acres"

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road, the Manchester/Hooksett Town Boundary and the northerly property line of land now or formerly of the State of New Hampshire, meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 43 acres"

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-2-PO (Residential Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street"

ought to pass. On motion of Ald. Osborne duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Bo2r

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1B (One Family Residential) Zoning District in the vicinity generally of Mammoth Road, Hanover Street, Belmont Street and Bridge Street"

ought to pass. On motion of Ald. Pepino duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 district in the vicinity of the Amoskeag Bridge, North River Road, Otis Street and Park Avenue in an area presently designated R-4"

be deemed inexpedient to legislate. Ald. Cashin moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Pariseau. On a roll call vote, requested by Mayor Beaulieu, Ald. Rinker, Carignan, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin, Thibault and Provencher voted yea; Ald. Batalis voted nay.

Roll Call

AccRecAdopted

The Clerk advised there were 11 yeas, 1 nay, and the motion carries.

The Clerk advised she would present two reports, majority and minority report, of the Committee on Bills on Second Reading.

Majority  
Rep.Cm.Bo2R

Ordinance

A Report of the majority members of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance:

"Establishing a Special Multi-Family Residential Zoning District to be designated an R-3A District and amending the Zoning Ordinance of the City of Manchester to provide that a portion of the R-4 Zoning District generally bounded by West Webster Street, River Road, Stark Park and the Merrimack River be established as an R-3A Zoning District"

ought to pass. S/ Ald. Fernand G. Gelinas and Ald. Henry Thibault.

Minority  
Rep.Cm.Bo2R

Ordinance

A Report of the minority member of the Committee on Bills on Second Reading was presented wherein he respectfully recommends, after due and careful consideration, that an Ordinance:

"Establishing a Special Multi-Family Residential Zoning District to be designated an R-3A District and amending the Zoning Ordinance of the City of Manchester to provide that a portion of the R-4 Zoning District generally bounded by West Webster Street, River Road, Stark Park and the Merrimack River be established as an R-3A Zoning District"

be amended to provide in Article V, Height, Area and Bulk Regulations, that Multi-Family Dwelling Structures shall not exceed a height of 100 feet - 10 stories instead of the limits of 65 feet - 6 stories as recommended in the majority report and, further, that the Ordinance as so amended, ought to pass. S/ William B. Cashin. Ald. Cashin moved that the minority report be substituted for the majority report and its recommendations accepted and adopted. The motion was duly seconded by Ald. Batalis. Ald. Rinker advised that the people who made the request, representing the 800 names on the petition, have studied this alternative of 10 stories, and requested that the Board vote against this amendment, and for the R-3A as originally proposed. In answers to questions raised, Mr. Clark, Assistant City Solicitor, advised that should this go to court, he had no idea how much this might cost the city; that there are too many variables to determine which way this might go; that he would be able to defend this the same as any other court case. Ald. Cashin advised he has always tried to go along with the majority on the Board, but he is convinced that what he is suggesting is in the best interest of everyone concerned; that under the R-3A, 6 stories, you could conceivably have 6 buildings, one on each acre; that you must have 378 parking spaces; that I see nothing but six, 6 story buildings, an asphalt area, and you wind up with something that will not be compatible to that neighborhood; that I am suggesting that we increase the height of the building by 40 feet; I am suggesting one building, 125 luxury apartments, with 187 parking spaces, the setback would be dictated by the height of the building, 200 feet; the residents in the neighborhood hired an Engineer and he had four or five concerns, and one was density; I suggest that the minority report has less density than the majority report; he was also concerned with schools, and I suggest that the minority report would have a lesser impact on the school population; he brought up traffic, I suggest the minority report would have a lesser impact in that area; open space, there is no question that by building one 10 story building, that there will be much greater open space in that neighborhood, and I am firmly convinced that it is in the best interest of all. Ald. Rinker advised that we are talking about one particular piece of area that is potentially developable right away that would apply; I am concerned that this just applies to one area and not the others; there are no guarantees that whichever way we go, that they won't put up more than one building; in the opinion of the people, if it is limited to 6 stories, at least it will all be limited to six stories; they will take their chances on this one property, as there are no other properties that limit themselves to that, and that is set back from the road so they are not that concerned; they would prefer that you look to the R-3A without amendment. On motion of Ald. Cashin duly seconded by Ald. Gelinas it was voted to move to the question. On a roll call vote, Ald. Cashin, Batalis and Gimas voted yea; Ald. Thibault, Provencher, Rinker, Carignan, Pepino, Osborne, Gelinas, Crotty and Pariseau voted nay. The Clerk advised there were 3 yeas, 9 nays, and the motion is defeated. Ald. Rinker moved that the majority report be accepted and its recommendations adopted. The motion was duly seconded by Ald. Thibault. On a roll call vote, requested by Mayor Beaulieu, Ald. Rinker, Carignan, Pepino, Osborne, Gelinas, Crotty, Pariseau, Thibault and Provencher voted yea; Ald. Batalis, Gimas and Cashin voted nay. The Clerk advised there were 9 yeas, 3 nays, and the motion carries.

Motion

Move to the Question

Roll Call

Motion Defeated

Roll Call

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a supplemental pension for Ronald Gamache, 557 Kelley St., Manchester, age 56, 20 years service, having selected an option naming his wife beneficiary, as follows:

Basic Annual Salary (12 months)	\$ 20,095.34
One-half of above amount	10,047.67
Less State Retirement based on option	8,464.16
Net Due from City annually	1,583.51

retroactive to March 1, 1983, the date of his retirement, together with any sick leave or vacation benefits to which he is entitled be granted and approved. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.L&amp;B

A Report of the Committee on Lands and Buildings was presented wherein, having reviewed a revised purchase and sales agreement containing all terms and conditions in the original agreement between the City of Manchester and Nicholas D. Vergas, d/b/a North American Veterans Association executed by the Mayor as authorized by the Board at its meeting on July 5, 1983, respectfully recommend, after due and careful consideration, that the revised agreement which, in addition to all terms and conditions in the original agreement, provides for a performance date of March 1, 1984 or as soon as a proper and final variance shall issue from the Zoning Board of Adjustment relative to the use of said premises, whichever is the latter, be approved and, further, that the Mayor be authorized to execute said revised agreement for and on behalf of the City of Manchester. On motion of Ald. Cashin duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester:

PARKING PROHIBITED ON CERTAIN STREETS  
(Sec. 26 of the Traffic Ordinances)

Porter St., north side, Mammoth Rd. westerly a distance of 150 ft.  
Granite St., south side, So. Main St. easterly a distance of 200 ft.  
Granite St., south side, from a point 280 ft. east of So. Main St. to Second St.  
Manchester St., north side, Pine St. westerly a distance of 95 ft.  
Maple St., east side, Somerville St. southerly a distance of 115 ft.  
Winter St., south side, from a point 45 ft. east of the center line of Parker St. easterly a distance of 70 ft.  
Russell St., west side, Webster St. to North St., DURING SCHOOL HOURS  
Mammoth Rd., east side, Candia Rd. southerly a distance of 275 ft.  
Mammoth Rd., east side, Candia Rd. to Longwood Ave.  
Mammoth Rd., west side, Massabesic St. northerly a distance of 200 ft.  
Massabesic St., north side, Mammoth Rd. westerly a distance of 180 ft.  
Massabesic St., south side, Mammoth Rd. westerly a distance of 280 ft.  
Hayward St., north side, Mammoth Rd. westerly a distance of 185 ft.  
Hayward St., south side, Mammoth Rd. to Knowlton St.  
Candia Rd., south side, Ma-moth Rd. to Little Ave.  
Candia Rd., north side, Mammoth Rd. easterly a distance of 250 ft.

PARKING TIME LIMITED IN DESIGNATED PLACES  
(Sec. 25 of the Traffic Ordinances)

(b) The driver of a vehicle shall not park such vehicle for longer than two hours at any time, between the hours of eight a.m. and six p.m. of any day and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Porter St., south side, Mammoth Rd. westerly a distance of 150 ft.  
 Central St., north side, Beech St. westerly a distance of 80 ft. 8 a.m. to 6 p.m.

(c) The driver of a vehicle shall not park such vehicle for longer than one hour at any time between the hours of eight a.m. and six p.m. of any day, and Thursday nights to nine p.m. except Sundays and public holidays, in the following described district:

Mammoth Rd., west side, from Porter St. northerly a distance of 157 ft.  
 Lowell St., both sides, Elm St. to Chestnut St., metered parking

(e) The driver of a vehicle shall not park such vehicle for longer than fifteen minutes at any time between the hours of eight a.m. and six p.m. of any day, and Thursday nights to nine p.m. except Sundays and public holidays, in the following described district:

Hanover St., south side, Hall St. westerly a distance of 80 ft., 8 a.m. to 11 p.m. daily

#### STOP SIGNS AUTHORIZED

Little Ave. and Candia Rd., SE corner on Little Ave.  
 Quincy St. and Douglas St., NW and SE corners on Quincy St.

#### STOP SIGNS RESCINDED

Wayland Ave. and Mammoth Rd., NE & SW corners on Wayland Ave.  
 Candia Rd. and Mammoth Rd., NE & SE corners on Candia Rd.

#### YIELD SIGN RESCINDED

Massabesic St. and Mammoth Rd., NE & SE corners on Massabesic St.

#### REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Batalis duly seconded by Ald. Pariseau it was voted that the Report of the Committee be accepted and its recommendations adopted.

#### Ordinances:

"Amending Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Chapter 14 Licenses and Business Regulations, Repealing Article VIII. Private Detectives and inserting a new Article VIII. Peddlers"

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road and the Manchester/Hooksett/Goffstown Town Boundary, meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 240 acres"

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road, the Manchester/Hooksett Town boundary and the northerly property line of land now or formerly of the State of New Hampshire meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 43 acres"

"Amending the Zoning Ordinance of the City of Manchester by extending the R-2-PO (Residential Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street"

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1B (One-Family residential) Zoning District in the vicinity, generally of Mammoth Road, Hanover Street, Belmont Street and Bridge Street"

\*\*\*\* and

On motion of Ald. Osborne duly seconded by Ald. Pariseau it was voted to read by title only.

These ordinances having had their second reading by title only, on motion of Ald. Rinker duly seconded by Ald. Thibault it was voted on passing same to be enrolled.

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Mayor Beaulieu called the meeting back to order.

\*\*\*\* "Establishing a Special Multi-Family Residential Zoning District to be designated an R-3A District and amending the Zoning Ordinance of the City of Manchester to provide that a portion of the R-4 Zoning District generally bounded by West Webster Street, River Road, Stark Park and the Merrimack River be established as an R-3A Zoning District"

AccRecAdopted  
 Ordinances

ByTitleOnly

Passed to be  
 Enrolled

Recess

Order

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that the

NON-AFFILIATED WAGE AND FRINGE BENEFIT PACKAGE

as presented in letter form from Frederick H. Elwell dated December 16, 1983, be granted and approved. On motion of Ald. Cashin duly seconded by Ald. Gelinas it was voted that the report of the Committee be accepted and its recommendation adopted. Ald. Pepino recorded as opposed.

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that

MEMORANDUM OF AGREEMENT OF NEGOTIATED SETTLEMENT  
BETWEEN  
CITY OF MANCHESTER, N.H. ALDERMANIC NEGOTIATING TEAM  
AND  
LOCAL 856, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS

attached hereto and made a part hereof, be granted and approved. On motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Confirmation  
Dr.Farley  
BoardofHealth

On motion of Ald. Pariseau duly seconded by Ald. Cashin it was voted to confirm the appointment of Dr. Joanne Farley to the Board of Health, term expiring July, 1986.

Confirmation  
C.DeGrandpre  
S.Camaan  
HistoricDist.  
Comm.

On motion of Ald. Batalis duly seconded by Ald. Rinker it was voted to confirm the appointment of Charles Degrandpre and Stephen Camaan to the Historic District Commission, term expiring July, 1986.

Rep.Sp.CIP Cm

A Report of the Special Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration and upon the conduct of an informational meeting with area residents, that the land acquisition activities for construction of a southbound ramp from Granite Street onto the F.E. Everett Turnpike be authorized and

- 1) that the City Solicitor and Manchester Housing Authority be requested to identify appropriate steps and procedures necessary for layout of right-of-way and/or eminent domain for the project;
- 2) that the 1983 Community Improvement Program be amended to reflect State approval of CIP Project 7.30103-E Downtown Access Improvements - Southbound On-Ramp, and that the Manchester Housing Authority be contracted to carry out land acquisition, relocation and clearance activities on behalf of the City, utilizing State appropriations of up to \$1,500,000 for this purpose;
- 3) that the 1983 Community Improvement Program be further amended to include project number 6.60304 Second Street Acquisition/Rehabilitation which provides for voluntary land acquisition and neighborhood improvements through a contract with the Manchester Housing Authority in the area bounded by Second Street, Granite Street, Turner Street, and the Boston and Maine right-of-way, utilizing up to \$1,500,000 in Community Development Block Grant funds for this purpose;
- 4) that the Housing Rehabilitation Loan Program be expanded effective January 1, 1984 to include the area bounded by Second, Granite, and Turner Streets and Boston and Maine right-of-way and further expanded effective July 1, 1984 to include the area bounded by Douglas, Second Street, the Boston and Main right-of-way and Main Streets; and
- 5) that the Mayor be authorized to enter contracts and agreements with the Manchester Housing Authority for these purposes,

Resolutions

together with Resolutions:

"Amending the 1983 Community Improvement Program"

"Amending the 1983 Community Improvement Program and Transferring 1983 CIP Community Development Funds for the purpose of the Second Street Acquisition Rehabilitation Project"

Under the rules, the Resolutions were referred to the Committee on Finance. Ald. Thibault thanked the Board for listening to his constituent's problems on this project; that after a full explanation by the Manchester Housing Authority and the CIP staff, all the people in the area were satisfied. Ald. Gelinis moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Cashin. Ald. Pepino advised that the City is going to ask the State for the additional \$1,500,000. and he requested they come back with a report on whether we are going to get that appropriation or not before we utilize city funds. On the motion it was so voted.

RefCmFinance

There being no further business, on motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted to adjourn.

AccRecAdopted

Adjourn

A true record. Attest.



City Clerk

State of New Hampshire  
Hillsborough, SS

December 20, 1983

Personally appeared before me Charles DeGrandpre and Steven Camaan, members of the Historic District Commission and subscribed to the oath of office as prescribed by law.

S/Joan E. Walsh

State of New Hampshire  
Hillsborough, SS

December 20, 1983

Personally appeared before me Dr. Joanne Farley a member of the Board of Health and subscribed to the oath of office as prescribed by law.

S/Joan E. Walsh

SPECIAL BOARD OF MAYOR AND ALDERMEN

December 23, 1983

9:00 A.M.

Mayor Beaulieu called the special meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this function was led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinis, Crotty, Pariseau, Cashin, Thibault, Provencher.

Mayor Beaulieu advised that the purpose of the meeting was to amend the polling hours for the Special State Senate Election on January 24, 1984 and to receive reports of the Committee on Finance.

Purpose

On motion of Ald. Thibault duly seconded by Ald. Pariseau it was voted to amend the polling hours for the Special State Senate Election, recommended hours being 10:00 A.M. to 6:00 P.M. on January 24, 1984, based on an act adopted at the current session of the legislature.

PollingHours

A report of the Committee on Finance was presented wherein it respectfully recommends, after due and careful consideration, that a Resolution

Rep.Cm.Finance

Resolution

"Amending the Community Improvement Program for 1984 and Raising and Appropriating Monies Therefore and Authorizing the Office of the Mayor to Implement said Program"

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Batalis it was voted that the report of the Committee be accepted and its recommendations adopted.

Acc.Rec.Adopted.

Rep.Cm.Finance  
Resolutions

A report of the Committee on Finance was presented wherein it respectfully recommends, after due and careful consideration, that Resolutions

"Appropriating the Sum of Three Million Nine Hundred Twenty-two Thousand Six Hundred Fifty-four Dollars (\$3,922,654.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1984, of which One Hundred Nineteen Thousand Three Hundred Fifty Dollars (\$119,350.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements (14) & (15) and from Interest Earnings of each as offsets to the Fiscal 1984 Municipal Budget"

"Amending a Resolution entitled "Raising Money and Making Appropriations for the Year 1984"

Motion

the last of which appropriates the sum of \$81,757,267. plus Hillsborough County Tax, ought to pass. Ald. Gelinas duly seconded by Ald. Thibault moved that the report of the Committee be accepted and its recommendations adopted. Ald. Gelinas requested clarification of the last budget resolution and Mr. Acorace advised that the 3.95 increase over last year did not include surplus; that as a result of further review surplus for 1983 is \$1,150,000.; that revenue estimated for 1983 equals \$880,000. and we will be closing the year with surplus approaching two million (\$2,000,000.) and this can be applied toward the 1984 rate; that \$250,000. of the \$880,000. was a result of sale of schools; that we will retain additional \$600,000. in 1984. Ald. Pepino advised that he had received information yesterday from School Department relative to school tuition which, in 1984, will total \$3,100,000. or an additional \$250,000. and a \$.33 reduction on the tax rate.

Motion  
Amended

Mr. Acorace reviewed a handout and commented on revenue increases in the budget advising that the total budget is \$81,757,267. excluding County Tax; that if the \$3.20 requested rate is to be met we need to pick up another \$.30 or \$250,000.; that this can be accomplished by taking this amount from salary adjustment and charging the Personnel Committee with recovering this through attrition or other means; that this would be 4% increase and amount to \$3.20. On motion of Ald. Provencher duly seconded by Ald. Cashin it was voted to amend the operating budget, reducing salary adjustment account by \$250,000. making the total appropriation \$81,507,267.

Voted

Following further brief discussion, on the motion to accept the report of the Committee, as amended, it was so voted.

Mayor Beaulieu called a recess to permit the Committee on Finance to meet.

Mayor Beaulieu called the special meeting back to order.

There being no further business, on motion of Ald. Batalis duly seconded by Ald. Rinker it was voted to adjourn.

A true record. Attest.

*John J. Pridemore*  
City Clerk

SPECIAL BOARD OF MAYOR AND ALDERMEN

December 29, 1983

7:30 P.M.

Mayor Beaulieu called the special meeting to order.

Mayor Beaulieu called for the Pledge of Allegiance, this being led by Ald. Gelinas.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Beaulieu, Ald. Rinker, Carignan, Batalis, Pepino, Osborne, Gimas, Gelinas, Crotty, Pariseau, Cashin and Provencher. Absent: Ald. Thibault.

Mayor Beaulieu called Ald. Batalis, Gelinas and Pariseau to the stand and presented them each with a placque from the Board of Mayor and Aldermen for dedicating many years of their lives to the Community.

Presentations

Ald. Cashin presented Mayor Beaulieu with a clock on behalf of the Board of Aldermen.

Mayor Beaulieu advised that the purpose of the special meeting was to finalize the 1984 CIP, Operating and Environmental Protection budgets; to introduce an Ordinance and refer it to Committee; and to finalize two (2) Ordinances, one dealing with amendment of Classification and Compensation plan and one establishing license procedure for Peddlers which must be adopted prior to January 1st to be in compliance with the changes in the Sunday Ordinances.

Purpose

Ordinance:

"Amending Section 18-25 Compensation of Positions of the Code of Ordinances"

Ordinance

On motion of Ald. Osborne duly seconded by Ald. Cashin it was voted to read by title only.

ByTitleOnly

Under the rules, the Ordinance was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Mayor Beaulieu advised that at the meeting last week there was some thought that this was going to be railroaded through, and it was not; that I feel the City should recognize individuals who have worked hard for many years for the Board and for the people; that this is the intention of Ald. Gelinas and the full Board; that I would like to let Madeleine Roy, Joseph Acorace and John Hoben know that we are very honored to have them working for the City, and he thanked them on behalf of the Board.

Mayor Beaulieu called a recess to permit the Committee on Enrollment to meet.

Recess

Mayor Beaulieu called the meeting back to order.

Order

A report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

Rep.Cm. Enrollment Ordinances

"Amending Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Chapter 14 Licenses and Business Regulations, Repealing Article VIII. Private Detectives and inserting a new Article VIII. Peddlers"

are properly enrolled. On motion of Ald. Pariseau duly seconded by Ald. Gelinas it was voted that the report of the Committee be accepted and its recommendations adopted.

Enrolled  
AccRecAdopted

Resolutions:

Resolutions

On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted to read by title only.

ByTitleOnly

"Approving the Community Improvement Program for 1984 and Raising and Appropriating Monies Therefor, and Authorizing the Office of the Mayor to Implement Said Program"

This Resolution having had its second and final reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Passed to be Enrolled

"Appropriating the Sum of Three Million Nine Hundred Twenty-Two Thousand Six Hundred Fifty-four Dollars (\$3,922,654.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1984, of which One Hundred Nineteen Thousand Three Hundred Fifty Dollars (\$119,350.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

Passed to be Enrolled

This Resolution having had its second and final reading by title only, on motion of Ald. Gelinas duly seconded by Ald. Provencher it was voted on passing same to be enrolled.

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlements (14) & (15) and from Interest Earnings of Each as offsets to the Fiscal 1984 Municipal Budget"

Passed to be Enrolled

This Resolution having had its second and final reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Provencher it was voted on passing same to be enrolled.

"Amending a Resolution Entitled 'Raising Money and Making Appropriations for the Year 1984'"

Ald. Gimas raised question as to the School Department being a separate entity from the City, then why are we giving money to the School Department. Ald. Pepino advised that a Judge from a Courtroom said that the School Department is not part of the City and I have a problem with that; we give them \$30 million a year, and the Judge says they are not part of the City; four lawyers put our Charter together, is it now a disaster? Mr. Bourque advised that the question of whether or not there will be an appeal will be up to the Board of Mayor and Aldermen; that the Superior Court ruled today that the Charter did not apply to the McDonough situation; that the next step would be to the Supreme Court. Ald. Pepino advised he had nothing against Mr. McDonough, but we could end up in three or four years with twelve teachers on the Board of Mayor and Aldermen. Mayor Beaulieu advised the people have made their choice, and he did not feel we are the ones to judge anyone. Ald. Pariseau inquired if it would be proper at this time to ask the City Solicitor to appeal the Superior Court decision. Ald. Gelinas advised it would be more appropriate to bring that up under new business. This Resolution having had its second and final reading by title only, on motion of Ald. Cashin duly seconded by Ald. Crotty it was voted on passing same to be enrolled, Ald. Batalis, Pepino and Gimas opposed.

Passed to be Enrolled

Ordinances

Ordinances:

"Amending Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Chapter 14 Licenses and Business Regulations, Repealing Article VIII. Private Detectives and inserting a new Article VIII. Peddlers"

ByTitleOnly

On motion of Ald. Cashin duly seconded by Ald. Provencher it was voted to read by title only.

Passed to be Ordained

These Ordinances having had their third and final reading by title only, on motion of Ald. Pariseau duly seconded by Ald. Gelinas it was voted on passing same to be ordained.

Motion

Ald. Pariseau moved that the City Solicitor be authorized to appeal the decision handed down by Judge Murphy. The motion was duly seconded by Ald. Provencher, and it was so voted.

Voted

Motion

On motion of Ald. Batalis duly seconded by Ald. Rinker it was unanimously voted to bring a report of the Committee on Licenses before the Board.

Voted

Rep.Cm.Licenses

A report of the Committee on Licenses was presented wherein they respectfully recommend, after due and careful consideration, that a license to operate a taxicab company in the City of Manchester, be authorized to Gerald Mandelbaum doing business as AAA Taxicab Company, conditioned upon compliance with all Zoning Ordinances, the Committee being of the opinion that public convenience and necessity require the operation thereof. On motion of Ald. Osborne duly seconded by Ald. Gimas it was voted that the report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

The City Clerk advised that Deputy City Clerk, Jane St. Jean, has requested to be excused from working with absentee ballots in the upcoming Special State Senate Election, as her son is running for that office.

City Clerk

On motion of Ald. Osborne duly seconded by Ald. Pariseau it was voted to refer any unfinished business of the Board and its Committees to the incoming Board of Mayor and Aldermen.

Motion

Mayor Beaulieu advised that this being a special meeting, no further business may come before the Board without unanimous consent.

Voted

Mayor Beaulieu inquired if any of the outgoing Aldermen would like to say a few words.

Ald. Gelinas thanked the Board of Mayor and Aldermen, and all the Mayors that he has served under, for their cooperation and understanding throughout the past ten years; it has been a wonderful experience and I have been honored to serve; I thank the voters of Ward 7 who sent me here for five terms to serve them; it has been an honor, and I am grateful to all the members of the Board of Mayor and Aldermen, present and past, for their total cooperation; I think it is essential for all of us to understand how important it is for all of us to work together for the cause that we are here to serve - the people; if we work collectively, I think we can serve the people well.

Ald. Gelinas

Ald. Provencher advised that Ald. Gelinas leaves a big pair of shoes to be filled; that Ald. Gelinas has served with integrity and honor, and I want to thank the people of Ward 7 for sending him here to serve the City of Manchester.

Ald. Provencher

Ald. Pariseau thanked the residents of Ward 9 for giving him the opportunity to serve them, and to thank Mayor Stanton and Mayor Beaulieu; it has been most enjoyable and I hope we have added something to the Board; I wish my successor the best of everything, and I thank the City Clerk, the Finance Officer and all the City employees for their cooperation during these past four years.

Ald. Pariseau

Ald. Batalis thanked his constituents from Ward 3 for electing him for four terms; it has been a wonderful experience and I really enjoyed helping my constituents and cooperating with the whole City, the other Aldermen, the Mayor and former Mayor, and all the other executives.

Ald. Batalis

Mayor Beaulieu advised that even though he has been here the least amount of time out of the full Board, he did gather a lot of information; we have a great City and a great Community; I have travelled in Europe and I have travelled the United States, and I want to say that the people who work for the Community are dedicated people; there is no one that is perfect, but City Government is always visible; I have visited every single department and find that we have the best; I have been honored and I am proud to have served the City for two years, and I would like to thank the voters from all over the City, and the Aldermen especially, even though we did disagree at times, I think we were honest with one another, we could battle, but we had one thing in mind - to do the best we knew how for the City.

Mayor Beaulieu

Ald. Batalis wished his successor good health and the best.

Ald. Batalis

There being no further business, on motion of Ald. Gelinas duly seconded by Ald. Pariseau it was voted to adjourn.

Adjourn

A true record. Attest.

  
City Clerk

