

## **BOARD OF MAYOR AND ALDERMEN**

**May 7, 1996**

**7:30 PM**

Mayor Wieczorek called the meeting to order.

The Clerk called the roll. There were twelve Aldermen present.

**Present:** Ald. Wihby, Elise, Reiniger, Sysyn, Clancy, Soucy, Shea, Domaingue, Pariseau, Cashin, Hirschmann  
Ald. Robert arrived late.

### **CONSENT ITEMS**

Mayor Wieczorek advised if you desire to remove any of the following items from the Consent Agenda please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

### **Informational to be Received and Filed**

- A.** Copy of a communication from Ald. Elise to Fred Harris suggesting that Crime Line could be a very effective tool in curbing unlicensed video poker machines operating in homes, private clubs, and false business fronts.
- C.** Communication from Board of Fire Commissioners submitting minutes of their April 15, 1996 meeting.
- D.** Communication from Manchester Transit Authority submitting minutes of their meeting held March 26, 1996 and the Financial and Ridership Reports for the month of March 1996.
- E.** Copy of Manchester Water Works Financial Statements for December 31, 1995 and 1994, Independent Auditor's Report, and Report on Internal Control Structure.
- F.** Communication from Robert Grenier, U. S. Dept. of HUD, advising of MHRA's revised final PHMAP score for fiscal year ended 9/30/95 is 95.91 percent.
- G.** Copies of communications from Rick Jones relative to his disapproval of negative campaigns regarding CenterPlex.
- H.** Copy of a communication from Nancy Muller, NH Division of Historical Resources, submitting nomination of the Victory Park Historic District to the National Register of Historic Places.
- I.** Copy of a communication from Michael Roche to the Board of Water

Commissioners requesting their support of the United Steelworkers of America union employees.

## **REFERRALS TO COMMITTEES**

### **COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS**

- J.** Communication from Ald. Elise proposing that the Dog Fouling Ordinance be amended.
- K.** Communication from Lloyd Basinow recommending two non-binding referendum questions as follows:
  - #1 "Should the City institute at additional cost to the user a Bag and Tag refuse collection method within the City?"
  - #2 "Should the City construction as environmentally safe refuse incinerator, power generator, and materials recycling processing plant, the cost of which would be spread over a 20-year municipal bonding period?"

### **COMMITTEE ON BILLS ON SECOND READING**

- L.** Communication from Lloyd Basinow requesting public hearings be held relative to the revitalization of the Downtown Central Business District.  
(Note: addendum received April 30, 1996 attached.)

### **COMMITTEE ON COMMUNITY IMPROVEMENT PROGRAM**

- N.** Proposed changes to the Sewer Use Ordinance submitted by Thomas Seigle, EPD.
- O.** Communication from Patricia Farrell advising of a drainage problem at the corner of Arizona Street and First Avenue.
- P.** Communication from Thomas Sommers, CLD, requesting the granting of an easement from the City to the American Red Cross to expand their parking surface three feet over the property line to provide more effective utilization of the existing rear lot at the Reservoir Avenue facility.

### **COMMITTEE ON FINANCE**

- Q.** Resolutions:
  - "Amending the 1996 Community Improvement Program, authorizing and appropriating funds for 1996 CIP 2.10205A Alcohol and Drug Abuse Prevention Program."
  - "Amending the 1996 Community Improvement Program, authorizing and appropriating funds for 1996 2.20714 Lead Poisoning Prevention Program."

"Amending the 1996 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of \$25,000 for the 1996 CIP 7.10216 Traffic Signal LED Replacement Program."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for various Police Department Projects."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for the School to Career System."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds in the amount of \$6,000 for the 1996 CIP 8.20401 Archive Review Project."

#### **COMMITTEE ON PERSONNEL/INSURANCE**

**R.** Ordinance amendment submitted by Ald Robert:

"Amending Section 18-31 Vacant Positions of the Code of Ordinances of the City of Manchester."

**S.** Communication from Roland Lamy, Blue Cross/Blue Shield of NH, requesting to present their HMO Blue benefit program to the City.

#### **COMMITTEE ON TRAFFIC/PUBLIC SAFETY**

**T.** Communication from Ms. Deodonne Dustin relative to Police officers handling of patrons on April 12, 1996 while attempting to empty out and close down the Little Vegas Cafe.

### **REPORTS OF COMMITTEES**

#### **COMMITTEE ON ACCOUNTS, ENROLLMENT, AND REVENUE ADMINISTRATION**

**U.** Advising that an Ordinance:

"Amending Chapter 14 Licenses and Business Regulations, Article II, Division 2, Section 14-42.1(b) of the Code of Ordinances of the City of Manchester by increasing licensing fees on certain amusement devices."

has been approved with recommendation that it be referred to the Committee on Bills on Second Reading for Ordinance preparation.

**V.** Advising that an Ordinance:

"Amending Chapter 10, Food and Food Establishments, of the Code of Ordinances of the city of Manchester."

has been approved with recommendation that it be referred to the Committee on Bills on Second Reading for Ordinance preparation.

**W.** Advising that a Citizen Drop-off Facility Fee Proposal as attached and

incorporated by reference has been approved with recommendation that it be referred to the Committee on Bills on Second Reading for Ordinance preparation.

#### **COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS**

- X.** Recommending that the Mayor's proposed consolidation of Health, Elderly, and Youth Services be denied.
- Y.** Recommending that the Mayor's request for the implementation of various central purchasing measures as outlined in a communication submitted to Mayor Wieczorek from Richard Houle as attached be approved.
- Z.** Recommending that a request from Richard Girard, relative to recent communications from Kathy DeSchuiteneer of the Amoskeag Quilters Guild who is seeking relief from City fees leveled on her organization's exhibit be denied.
- AA.** Recommending that a request from Donna McMahon, Marketing Director, Royal Palace Circus, seeking permission to hold their event at the JFK Coliseum on June 8, 1996 be granted subject to licensing requirements of municipal departments.
- AB.** Recommending that a request from Mark Taylor, Chairman, Logistics Subcommittee, 150th Birthday Committee, requesting a waiver of or reduction in permit fees for the 150th Birthday Picnic at Derryfield Park on June 8, 1996, with a rain date of June 9, 1996 be granted by waiving all City Clerk fees for Entertainment or Fair Licenses, but not for other permitting obligations that may be required by the Health, Fire, Police, Highway, or Parks & Recreation Departments. And further, that the 150th Birthday Committee be invited to approach the Committee on Administration with more specifics in the future, if they so desire.

#### **COMMITTEE ON COMMUNITY IMPROVEMENT PROGRAM**

- AD.** Recommending that the Mayor's proposed centralized fleet maintenance/ garage measures be approved as outlined in the attached.
- AF.** Recommending that a grant in the amount of \$6,000 from the Norwin S. and Elizabeth N. Bean Foundation for an Archive Review Project be accepted and expenditures authorized; and for such purpose an amending Resolution and budget authorization have been submitted.
- AG.** Recommending that funds in the amount of \$30,000 from the State of NH, Dept. of Health and Human Services be accepted and expenditures authorized for the Alcohol and Drug Abuse Prevention Program; and for such purpose an amending Resolution and budget authorization have been submitted.

**AH.** Recommending that funds in the amount of \$52,135 from the State of NH be accepted and expenditures authorized for Lead Poisoning Prevention; and for such purpose an amending Resolution and budget authorization have been submitted.

**AI.** Recommending that additional grants funds be accepted and expenditures authorized for the Police Department as follows:

Innovative Community Policing Grant (\$15,243.76)  
Public Housing Community Policing (\$136,000.00)  
Bicycle Officers Winter Equipment (\$3,096.00)  
Gerontology Officer Training (\$550.00)

The Committee notes that for such purpose an amending Resolution and budget authorizations have been submitted.

**AJ.** Recommending that funds in the 1996 CIP be decreased in the amount of \$25,000 (Cash) from the Traffic Department's Coordination Study and that a new program, Traffic Signal LED Replacement Program be added in the amount of \$25,000 (Cash), and expenditures authorized for same; and for such purpose an amending Resolution and budget authorization have been submitted.

**AK.** Recommending that State Department of Education grant funds in the amount of \$89,275.00 be accepted and expenditures authorized for the School Department's School to Career System project; and for such purpose an amending Resolution has been submitted.

#### **COMMITTEE ON PERSONNEL/INSURANCE**

**AL.** Advising that an Ordinance relative to establishing the Chief Negotiator's position has been approved with recommendation that it be referred to the Committee on Bills on Second Reading for Ordinance preparation.

#### **COMMITTEE ON TRAFFIC**

**AM.** Recommending that certain regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised.

**HAVING READ THE CONSENT AGENDA, ON MOTION OF ALD. WIHBY, DULY SECONDED BY ALD. SOUCY, IT WAS VOTED THAT THE CONSENT AGENDA BE APPROVED.**

**B.** Communication from Airport Authority submitting minutes of their March 21, 1996 meeting.

Ald. Domaingue in reference to the Airport minutes of a meeting held March 21, 1996 stated the reason she was bringing it to the Board's attention was due to the fact that the Board had received in their May 3rd packet noting she was concerned in March when she

had not received the Airport Authority minutes of January and February until mid-March because as they were aware the Airport was situated partly in Ward 8 and certainly affected residents of Ward 8 immediately and thought it was good for the Aldermen of 8 and 9 and probably the rest of the Board to be aware of what was going on with the Airport Authority. Ald. Domaingue stated she had sent a communication to them noting copies had been made for each Alderman on April 15th asking if they could, at all possibly, have their minutes available within fourteen days noting it sometimes took a little over two months as witnessed in March before the Aldermen got to see the Airport Authority minutes noting the communication received back from the Secretary of the Airport Authority was that for whatever reason they needed to amend the minutes at the following meeting and were not always able to get them out quickly was the reason they were late. Ald. Domaingue stated the reason she raised the issue was because from the March 21st minutes of the Airport Authority they mentioned the next Committee meeting deciding on the policies for public relations and marketing for the Airport and considered public relations for the Airport very important for the work she did as an Alderman noting the next meeting would have been April 9th and the actual Authority meeting having voted on that would have been April 18th and not having received the minutes until May 3rd was very little she could do about being notified or being present for that meeting and was not very satisfied with the timeliness of the minutes from the Manchester Airport Authority and asked that the Board of Aldermen or the Mayor direct the Airport Authority's secretary to have those minutes out in a little bit more timely fashion noting in the same packet they had received minutes from the Board of Fire Commissioners meeting held on Monday, April 15th and in fourteen days on the 29th they delivered their minutes to the City Clerk's Office and did not think it was too much to ask pointing out that the Right to Know Law says that minutes should be made available within 144 hours which was six days.

Mayor Wieczorek stated he could see the problems he thought the Airport Authority had, but in reading the letter it appeared as though they had to accept the minutes after they were presented and wondered if it would be possible to check the agenda whereby if there were items on there which might be of concern he could pick it up as an agenda item and would know.

Ald. Domaingue stated she had never received Airport Authority agendas.

Mayor Wieczorek stated he would see to it that agendas would be forwarded to them.

Ald. Pariseau stated if the Airport Authority had to wait until their next scheduled meeting before acceptance of minutes noted they could stamp the minutes as not having been approved and forward them to the Board noting that the Southern NH Planning Commission did that to the Planning Board.

Mayor Wieczorek thought it would be better if the Aldermen received the agendas because then if there was something they were interested in they could attend the meeting rather than reacting to whatever happened.

On motion of Ald. Domaingue, duly seconded by Ald. Soucy, it was voted to receive and file the minutes of the March 21, 1996 Airport Authority meeting.

- M.** Petition to rezone a portion of a certain parcel of land abutting Varney and South Main Streets from its current Residential Two-family designation (R-2) to a General Business (B-2) designation submitted by Realty Acquisitions, Inc.

Ald. Wihby moved to refer the rezoning petition to a public hearing on June 3, 1996 at 7:00 PM and also refer it to the Planning Board and Committee on Bills on Second Reading. Ald. Cashin duly seconded the motion. There being none opposed, the motion carried.

**Report of the Committee on Community Improvement Program**

- AC.** Recommending that the following amendments be made to the FY97 CIP Resolution:

that the proposed FY97 CIP Program be modified to move \$500,000 from School Capital Improvement Program (SCIP) in the FY97 budget.

The Committee further recommends that the Board of Mayor and Aldermen commit to the funding of the FY97 School Capital Improvement Program (SCIP) at its May 7, 1996 meeting.

The Committee further recommends that the staff be authorized to proceed with contracts for the West High Science Labs and West and Central heating and ventilation projects.

The Committee notes that such recommendation is based upon a report from the Director of Planning enclosed for reference.

Ald. Elise stated it was an item referred by the CIP Committee regarding the FY97 CIP proposed program and was concerned about the proposed budget not be sent up to the Board piecemeal so that the full Board would have an opportunity to have the details of the Mayor's proposed program so they would all have a chance to discuss it noting in this particular case she understood by the documentation why the Board needed to vote on it tonight, but to make the bigger point was that she wanted the full Board to have the opportunity to hear all of the background regarding the Mayor's proposed budget before it went to the public hearing indicating she wanted to know what the Mayor's recommendation was.

Mayor Wieczorek stated the Chairman of the Board had been trying to work around some dates.

Ald. Wihby stated it looked like CIP would take up, hopefully, for a vote on the 14th and then on the 20th there would be a meeting at 5:30 where they could discuss the CIP budget.

Mayor Wieczorek stated he knew the point Ald. Elise was trying to make to take a look at it totally, but they had gotten into a time crunch so as to try and get it done for school in September, but thought it was because of the time frame that they had to take some action on it this evening so as to try and get it done for school in September.

Mr. MacKenzie replied that was the only reason that particular one had gone forward and looking for a commitment noting that later one in the agenda there was an actual copy of a contract proposed for the heating and ventilation for West and Central noting that if they didn't order the equipment this month, then it would not be done by the September school opening for either West or Central.

On motion of Ald. Elise, duly seconded by Ald. Wihby, it was voted to accept, receive, and adopt the report of the Committee on Community Improvement Program relative to the FY97 CIP Resolution.

**Report of Committee on Community Improvement Program**

**AE.** Recommending that the Mayor's proposed creation of a Solid Waste Enterprise with the implementation of a "Bag and Tag" system as the primary financing mechanism be denied.

Ald. Reiniger stated he had pulled this item off the agenda at the request of the Mayor's Office.

Mayor Wieczorek stated he had planned on pulling it off if Ald. Reiniger hadn't noting it dealt with the Bag and Tag issue and knew that a lot had been said about it commenting on how the Highway Department had tried to do a lot to get a presentation together so that they could get a look at what was really happening and asked for the Board's indulgence prior to taking a vote on the issue so as to be able to hear from the Department of Highways who had at his request assembled a presentation for the Board's consideration this evening noting as they had done a tremendous amount of work it would be only proper to allow them to present the proposal but before they did he wished to say why he had proposed the initiative. First, from what he had seen the best way to manage the City's solid waste problem would be in this way. The experience of more than 2,000 cities and towns across the nation had proven that the program worked and worked very well. The experience proved that it dramatically increased participation in recycling which he thought was very important. Significantly reduced the waste stream, would have less to be trucking up to Rochester and appreciably would cut costs. Second, given the very difficult budget that he had to deal with, numbers which the Board had

before them noted it was an appropriate way to remove newly incurred solid waste costs from the tax rate and by newly incurred costs he was talking about the recycling program which was \$400,000 and the cost of disposal which was \$1.8 million which were brand new costs. In doing it, they could provide the services without devastating the remaining City service or artificially inflating revenue projections to provide a tax rate that wouldn't crush the taxpayer. Third, it was the only way he saw that they could pay for the services. Currently, more than half the City's trash was picked up by private contractors, yet every taxpaying property paid equally for the services. Further, because of the program you'd only pay for what you used, if you didn't use it, you didn't pay, if you used more, you paid more and that was why the recycling rate improved. The more you recycle the less you pay to dispose of your trash. I know this has not been a popular proposal. When we first enacted the yard waste proposal people were not happy either. When you think about the two the only real difference is that money from the sale of yard waste bags goes to private vendors, not the City. If this program passes, I have confidence that the people of Manchester will respond to make this program a success as have people all across the country.

Ald. Wihby asked if there was anybody present who didn't know what they were going to do yet noting he thought the decision had already been made in people's minds and didn't know if anyone was sitting on the fence.

Mayor Wiczorek replied he hoped not because they had gone to a lot of work to try to get the proposal together.

Ald. Wihby asked if anything had changed since the last time they went before the Board.

Ald. Pariseau interjected they had discussed it last night noting they were here for the funeral.

Mayor Wiczorek thought the numbers had changed.

Mr. Thomas replied the number were still the same noting there had been some modifications to it, but the bottom line numbers were the same indicating he would be glad to explain it.

Mayor Wiczorek asked Mr. Thomas how long his presentation would be.

Mr. Thomas replied he thought it would take about ten minutes.

Mayor Wiczorek stated he thought it was worth ten minutes of the Board's time to listen to what they had done noting they had put a lot of effort into the presentation.

Ald. Pariseau stated he had received over 45 phone calls against the Bag and Tag indicating he would not support it noting the majority of the Board would not support it either.

Mr. Thomas stated he had asked Carl Quiram who was Environmental Project Manager from the City of Dover to come and speak on the Bag and Tag program in Dover noting the Board had heard his own presentation on numerous occasions and thought it would be beneficial to start off by hearing from Carl.

Mr. Quiram stated for those who were not familiar with Dover they had implemented Bag and Tag back in 1991 noting it had been a very successful program, a lot of communities statewide and across New England were modeling programs after Dover's indicating he had brought a few pieces of data the Board probably had not seen. Mr. Quiram stated the Mayor had stated what he saw about some of the benefits to the Bag and Tag and the numbers and graphs that he brought was actual data from Dover and thought it really supported what the Mayor had told them would happen. By way of introduction before Bag and Tag, Dover had just the same program that most communities had where everything and anything you had was put out at the curb, there really was no recycling, everything was borne by the taxpayers and the tax base. What they were faced with in the last 80's and 90's was that their landfill closed in the early 80's and they had to go to a private trucking their waste to Rochester in 1981 and over the 80's their costs spiraled. In the late 80's a group of citizens, concerned citizens got together and started researching how to tackle a financial crises as what they saw developing and they researched across the country and found Bag and Tag and they put together the rough frame work of a plan and presented it to the Dover City Council with a recommendation that the City hire a professional staff person to really do some in-depth research and put together a plan and basically sell it to the community. The program you see, though they've added a few things over the years was basically what they put together. On the left, the block on the left was Bag and Tag. Everything that had to go to the landfill, the residents had to pay for, that's the trash and that's the incentive. You don't want to pay to send things to the landfill. Everything on the right stayed in the tax base, but that was all the things they offered for their recycling and it was a pretty comprehensive list estimating that someone that was really good about recycling could recycle up to 70 or 80 percent of their trash and had examples of residents that literally put out one bag a month and even that bag was not full. So, if they were really diligent about it, it could happen. As far as the reduction in their tonnage, obviously, Manchester was a lot larger volume than what Dover dealt with but every program he had talked to that had started it had seen a similar graph develop over the years and back in the 80's their tonnage, strictly residential tonnage, it didn't include their commercial sector. But, after the implementation of Bag and Tag the chart dropped in tonnage and not only did it save them today, but as they all knew in facing a landfill closure the costs down the road was where the real savings were and in Dover their landfill was costing them about \$30 million to close because they were

lucky enough to get on the superfund list. So, to him those were long-term savings which were very important for a City to consider. The big question which always got asked was "where did it go". The graph showed the increase over time in their recycling and yard waste - a large portion of their waste stream as he was sure it was in Manchester. They had a little bit of a drop there as some of it was juggling some of the commercial accounts in and out and multi-families and how they handled multi-families and a lot of people just changed their habits and stopped buying items that they couldn't recycle. The graph which really tells the story, the one which really impacts the average citizen included both recycling and their solid waste and in scaling it up on a City-wide scale it was almost an exponential curve before Bag and Tag, it was getting up to \$1.3 million which was unheard of for Dover's program and broke it down into the family cost and over the last few years they'd really saved the people money and in the long term that was what really affected the participants in the program. So, overall they were very happy with their program and encouraged them to call and talk to people in Dover, the City Council or whatever as most of them, all of them support it because there had been a couple of challenges over the years and it's never gotten anywhere. So, that's Dover's program and I hope you'll just consider the proposal. Thank you.

Ald. Shea asked if recycling was mandatory in Dover.

Mr. Quiram replied, no, it's all voluntary.

Ald. Shea asked what were the cost of the bags in Dover.

Mr. Quiram replied, currently \$1.10 for a large bag (30 gallons).

Mr. Thomas continued by stating that a lot of the things that Carl went over quickly had been issues that they had been raising as they'd been making presentations on the Bag and Tag program. Carl did focus on one area that he would like to try to demonstrate a little clearer this evening. As far as the volume of trash that could be taken out of the waste stream through recycling noting he had asked Victor to save his trash for one week and bring it in here this evening and with the Board's permission noted it was one week's worth of trash from Victor Hyman's household noting Victor's household was a family of two - himself and his wife - the total amount of trash that was generated in a week's time was approximately one 30-gallon barrel plus the box of recyclables. So, if it was all in barrels they'd be looking at approximately a barrel and a third of trash and asked Victor to show the Board the recyclables - bottles, cans.

Mr. Hyman stated what they did was to simply follow the recycling brochure which was currently in effect in Manchester, using Manchester's recycling guidelines. Pointing out the cans and bottles noted it was one week for a family of two with no extraordinary measures, just following the brochure. The paper in Manchester's recycling program was

very comprehensive which included newspapers, magazines, catalogues, cereal box material, shoe box material and actually had two complete bags of that and also one cardboard box which was recyclable. In reference to the trash for a family of two noted for a week it fit into a 13-gallon kitchen bag which was basically kitchen waste, food waste, bathroom waste, etc.

Mr. Thomas stated what they were trying to show by the demonstration was that in Victor's household approximately six percent of the solid waste that was generated by the family of two was able to be recycled. As Victor mentioned their trash that had to be disposed of wound up in one 13-gallon bag which would be equivalent to one of the small bags in the program that they were proposing. As a result, in reference to the chart which was distributed, Mr. Thomas stated what they had tried to do was to try to relate costs of the program. As an example, using Victor Hyman as a case study if it was assumed that he lived in a house that was averagely assessed at \$100,000 he would be paying under the tax rate to pick up the costs of solid waste services \$123.05 a year. Under the Bag and Tag Program as he demonstrated he would have used one 15-gallon purchased bag under the program with his yearly cost in bags if he was able to average that one small bag through the year would have been \$62.40, for a savings compared to if it were on the tax rate of \$60.65. So, in the case of a two-family family who made the effort to recycle there was a significant savings and could make whatever comparison they'd like depending on the assessment. The key was that the Bag and Tag Program as had been said on numerous occasions allowed people to define their own destiny. If the effort was made to recycle which was what they wanted to see happen, they wanted to divert the solid waste from the transfer station, from the landfill and money would be saved in most cases. If, for whatever reason, you don't put the effort into recycling you have your option. You're going to potentially pay a little bit more, but that's your rights under the program. They figured the program very conservatively because they didn't want to get into a program and wind up short. They, in the last weeks have been reviewing the cost of the program, actually they looked at taking and building in some of the revenues from the drop off area which they did do. They could have reduced the cost of the bags from \$1.60 to \$1.50 a bag, however, there were concerns raised by the Board of Mayor and Aldermen at some of the public presentations regarding the impact on low-income and what they'd done was the additional revenues they put in the program instead of recommending to the Board that they reduce the bag price from \$1.60 down to \$1.50 they were recommending that it remain the same and the surplus money in the program, in the Enterprise Fund would be diverted to the City Welfare Department so they could supplement their clientele on the program and would work out a way of distributing the bags to their clients whether at a reduced cost or whether free. So, the concern which had been raised on numerous occasions regarding the low-income at least through the Welfare offices had been addressed so instead of lowering the price a little bit, they would want to keep the price up there but address low-income. As far as those low-income that lived in the Manchester Housing Authority's properties their recommendation

based on the direction used in Dover as mentioned at a public hearing noted the federal government had defined the Bag and Tag Program as a utility and as such was a justifiable expense, so when the Housing Authority submitted their operating budget to the federal government which would show up as an operating cost, so what the Highway Department would be proposing would be that MHA would be providing private trash removal services to their larger facilities and anything on a smaller scale would work the same way that they would be setting up with the Welfare Department. So, to summarize the Board had heard his speech a thousand times, they'd heard of Dover's program and thought it could work in Manchester, thought it was an alternative to placing the new solid waste costs on the tax roll and thought it was a fair and equitable way of disposing of the solid waste noting you were defining your own destiny. If you're single, a bachelor, care free, fine and don't have an interest to recycle, fine don't, but you'd be willing to pay a few more dollars for it. On the other hand, if you make the effort to recycle as Victor had demonstrated thought there could be a significant savings through the program.

Ald. Shea stated he saw the problem as multi-faceted and not only related to Bag and Tag, but also disposal and other considerations and asked why wasn't the present recycling program obligatory rather than done on a non-mandatory basis.

Mr. Thomas replied to have the Board of Mayor and Aldermen have Manchester's Recycling Program, at least initially, start off as a voluntary program. The Program had always been envisioned to potentially be expanded into the commercial sector to try to capture more of the commercial waste that was presently not recycled, expand more into the condominium complexes now not included in the program and potentially down the road into a mandatory program, but thought the Board's position as the time was that taking a step into a mandatory recycling program was quite a severe step and they were hoping to build up to that stage, if necessary, over time and education.

Ald. Shea asked if they weren't putting the cart before the horse in a sense that now they were saying they were making the Bag and Tag mandatory to an extent by penalizing people who preferred not to follow it through the policing areas and so forth that they would be obliged to respond to. But, yet on the other hand they were saying that recycling which had proven to be somewhat helpful was voluntary which was where the conflict rested and thought if they made the recycling mandatory first then there could be some process worked out over the course of time where possibly a program such as this might gradually be introduced and be more acceptable to the citizenry.

Mayor Wiczorek in addressing Mr. Quiram asked if their recycling was a mandatory or voluntary program.

Mr. Quiram replied it was all voluntary noting their Bag and Tag was also voluntary. If the residents so chose, they could get a dumpster from a private hauler noting it did not work out to be cost-effective but it was an option.

Mr. Thomas stated they would allow the same thing.

Ald. Domaingue in addressing Mr. Thomas asked where was the recycling volume now in comparison to where it was originally projected to be as she had had voters ask her about whether or not the City had met its projections or whether they had gone over and how enthusiastic the overall population of Manchester had been to the program and asked Mr. Thomas to enlighten the Board on that issue.

Mr. Thomas replied they were in about the 12 percent range, closer to 13 percent and were hoping to achieve 15 percent in the first year and felt very confident they would achieve 15 and hoped they would be closer to 20 percent. They had started the program in the middle of December which was really the worse time possible to start a recycling program, so they'd lost a lot of momentum over the winter months and thought they were now seeing it pick up and with respect to participation, the set out rate was extremely high in the residential areas and to a lesser extent in the more urban areas which was to be expected.

Ald. Domaingue stated she appreciated what Mr. Hyman brought before the Board this evening and certainly the representative from Dover and all the work that the Mayor and Mr. Thomas had done on the program but had to say she did not consider Victor Hyman's household, with all due respect to he and his wife realistic in terms of a family household; that when you talk about generating trash you're talking usually about families and the trash that is generated when you have children in the family. Dover as far as that was concerned did not compare in terms of numbers to the City of Manchester noting she had not looked at the technicalities as to whether or not they have the multi-family structures in Dover as in Manchester, but would certainly be willing to take a look at it and firmly believed as she had stated earlier that the program needed a process of education for the taxpayer that had not been available and the sense she got was that someone was assuming that the Board could not comprehend the meaning of the Bag and Tag proposal and didn't want to take offense at that, but she was not too pleased with the notion that she could not comprehend what the Mayor was trying to communicate. Certainly, the taxpayers she represented comprehend a few things very well and sometimes they even amazed her; that they comprehended that they had a nine percent increase and they comprehended that they wanted it to come down, they comprehended that when they go out their driveways in the morning to go to work they cannot drive on the roads without hitting a pothole, they comprehend that when the garbage men come down the road to pick up their garbage once-a-week there are three men on the truck when they've seen that a contracted company can do it with two and sometimes one, they comprehended that

they were paying 90 percent through their City tax dollars for health premiums for City employees and that the employees were paying 10 percent and they comprehended that there was recently a 17 percent increase in salary for department heads that was passed. Departments heads that through the budget process before this Board had come in department head after department head having told the Board how not only could they not keep it down, but they quite probably would be needing more money. The taxpayers comprehended one thing, when they are asked for money they don't come up with excuses, they write out the check and at this point in time during the budget process thought the taxpayers were expecting the Board to stop coming up with proposals that they did not have a process of education on, start coming forward with some real answers to the tax situation and believed the Board was prepared to do so noting she could not support the Bag and Tag the way it was brought in, the lack of the process of education for the taxpayers she represented, and was not about to change her position this evening.

Ald. Elise in addressing Mr. Quiram asked if the Bag and Tag Program in Dover was a full enterprise system.

Mr. Quiram replied it was considered, it was not an enterprise fund, it was a special revenue fund, specifically, a revenue neutral special revenue fund noting he did not know the legalities of it, but what they strived to do was to keep the fund balance around zero noting it was supposed to sustain itself.

Ald. Elise in reference to the Bag and Tag asked what part of the waste removal did it fund.

Mr. Quiram replied it funded their contract for solid waste collection and disposal which was just the truck which drove around picking up the orange bags and it also had administrative costs such as buying the bags, portions of employee's salaries noting they had one individual who devoted half of his week to keeping the inventory, delivering the bags to the stores, and had a secretary who took orders from the stores so that the portions from salaries allocated to the program were also in there, but that was all it had just those costs.

Ald. Elise asked if there were revenues from recycling.

Mr. Quiram replied, no, not direct revenues, it was all cost avoidance and such, it cost them less to recycle it noting they did not have a MURF or a sorting or a bailer or any of that.

Ald. Elise in reference to Dover's multi-family buildings asked how their success was in that area.

Mr. Quiram replied it was very successful; that the multi-families had the option and could choose to go to them, obviously it was more cost-effective if there was or it was more viable to have a dumpster if there was an eight or ten unit building or a twelve unit building noting that some of those complexes...in the beginning most of them did their own thing but over the years most of them had gone with the Bag and Tag and actually had some condominium developments with 40 or 50 units that had the Bag and Tag Program noting the dumpsters became an nuisance, they were an eyesore, so a lot of the buildings had chosen to go into Bag and Tag, it was the landlord's option.

Ald. Elise stated given that Manchester has a lot of areas with triple deckers, three-families asked if Mr. Quiram had any advice as to how that situation would be handled.

Mr. Quiram replied they'd left it, both the legal responsibility and choice was on the landlord of that building and if he chose to do the dumpster he had to follow the codes and health codes and everything to secure that dumpster and if he chose Bag and Tag they still had to keep the place looking clean and had to provide a place to store the bags, so it was their choice noting he had seen it work either way in Dover depending upon how the landlord did it.

Ald. Elise stated she knew that was a concern of a lot of people as to how those areas would be managed either by the individuals who owned the buildings or by the people living there.

Mr. Quiram asked if she was referring to a tenant who didn't follow the program in dealing with that.

Ald. Elise replied, yes.

Mr. Quiram stated he would be lying if he said it wasn't an issue noting it was not a serious concern as there was a process in place where their first approach...if they had a building where they were getting complaints on it the first thing they did was to send a letter to all of the tenants indicating that they had received a complaint and somebody in that building wasn't following the program, they provided educational materials to the tenants in case they didn't know and gave them a period of time to comply and if they still had a problem then it was the legal responsibility of the landlord to address the situation.

Ald. Elise asked if there was an educational process before implementation.

Mr. Quiram replied, yes there was; that they had the luxury of having a lot of time to sell the program noting a lot of the education was done in the schools and in organizations like the Moose Club or the Elks, pretty much anybody that would listen where now it was an on-going education thing where they produce a quarterly newsletter, they still go into

the schools, anyplace where they had a forum where they could reach the public they tried to do and they also had their drop off center and surprisingly enough even though they picked everything up at the curb, a lot of people still went to the drop off centers.

Ald. Elise stated that the Bag and Tag was the right way to go in terms of conservation, decreasing the waste stream and even now while the City was experiencing its particular financial crises where it would be losing the revenue from the landfill which supplemented the City's waste removal, but in terms of people getting used to recycling, getting used to putting their yard waste out thought that a lot of people had put a lot of energy into it but they were still in their adjustment period and in terms of a lot of fees being increased in the City people were feeling overwhelmed with it and thought it was basically an issue of timing and even though it would be the right thing to do right now did not think that people were able to accept it right now and for the reasons stated in terms of having some time and having an education process felt another year or two years would be much more acceptable to the public.

Mayor Wiczorek asked when the program was first presented to the citizens of Dover how was it accepted.

Mr. Quiram replied about like this, but over time...you go into the schools and you teach the kids and they go home and beat up their parents and over time eventually the public started to accept it.

Ald. Soucy asked how much the bags were back in 1991 when the program in Dover was started and how much were they now.

Mr. Quiram replied they were \$1.10 then, but after about six months they dropped the price down to \$1.00 and then over time...and it was basically a function of that fund balance staying at zero...they were making money on the program, so they dropped the price and over time that fund balance came down and just this last November went back up to \$1.10.

Ald. Shea asked what percentage of the people recycled in Dover, was it like Manchester or greater.

Mr. Quiram replied the last time they figured it was at about 63 percent; that the percentage of population was probably closer to 80 or 90, in the high 80's or low 90's, but their recycling ratio was about 63 percent.

Ald. Shea asked how long had Dover been recycling.

Mr. Quiram replied in 1991 when Bag and Tag started was when the recycling took off that was the incentive and it jumped right up to 50 or 60 percent right away.

Ald. Hirschmann stated the presentation from the Recycling Coordinator/Director, Mr. Hyman was a family of two and his bin was full after one week and as he had said in Finance last night a way to solve Manchester's problem a little bit would be to have weekly recycling, take a lot of the waste stream...right now we have bi-weekly, we're paying \$394,000 for that contract and thought they should be taking a look at going to weekly recycling, getting their recycling stream from 13 percent up to 50 percent, commit to that program full force rather than the Bag and Tag and then our transfers fees...we would not be talking about \$1.8 million in transfer fees and if we really commit to that program the average family in his area was four to five people in a household and knew he could fill up that bin twice-a-week noting he tried to throw out as little trash as possible and there were many households with three children who did generate a lot of trash even though they went to school and generate it there; that weekly recycling could get that stream down.

Mr. Quiram stated that none of the containers were volume reduced by stepping on them or anything as there was plenty of room left in that bin and they had discovered in the pilot program that about 80 percent of the people only put it out every other week and that was why they size the bin and provided a larger bin.

Ald. Hirschmann stated the plan he'd like to see would be to have the City, the three guys in the truck have them show up every two weeks and let them pave our roads and sweep the streets and do those things and let the green bins go out every week and let the City guys.

Mr. Thomas in reference to the three men on the truck stated he had heard about it during the public presentation and twice here tonight and if the Board of Mayor and Aldermen remembered they went out through a public bidding process for collection services noting the Highway Department had bid against BFI and Waste Management with their price for the services was cheaper than BFI and Waste Management and their 3-man trucks picked up more a day than Waste Management's 2-man trucks which was why they were cheaper and in stopping and thinking about it 2-man trucks looked good but if you had to have more 2-man trucks out collecting the same amount of trash then it was not cost-effective reiterating that the Highway Department's 3-man trucks picked up more than the Town of Nashua, the Town of Portsmouth, or the City of Worcester noting they had those figures and they bid against Waste Management and BFI and did not know what more they could do to show that they were cost-effective with trash collection.

Mayor Wieczorek in an attempt to clear it up stated when you talk about going to once-a-week recycling unless there was some incentive to force people to recycle you could go

twice-a-week and pick up half as much based on the current program noting the reason that Dover's recycling picked up was that when they introduced the Bag and Tag Program it forced people to conserve and that was the reason why the recycling picked up and there was a lot less to be disposed of.

Mr. Quiram replied, yes, except you don't force them.

Ald. Hirschmann stated if the people of Manchester were told they were given a reprieve and didn't pass Bag and Tag and asked them to please recycle as much as possible.

Ald. Robert stated he had been one of the people who had pushed for competitive bidding for trash but quite frankly he had hoped that the private sector would win it, but it didn't and was happy to see that the Highway Department was handling it but getting back to the subject - Bag and Tag - your, Honor, I think you're trying to do the right thing and think that Frank is trying to do the right thing, but had to agree with Ald. Elise that it was a matter of timing and thought there were a lot of mixed feelings out there with what was going on here noting many of those feelings were expressed at the public hearing, but what was needed was probably a couple of years worth of paying for the disposal and hauling fees and thought that people would eventually come around to wanting to look for ways to economize and did not think that people were in the frame of mind to do it. A potential nine percent tax increase, a lot of people were excited, a lot of people were angry, but thought what the public and what the Board had to do was to start taking a hard look at what actually had to happen to get it down, no sound bits, no misleading statements, but what actually had to be done.

Ald. Clancy stated during the past few weeks he had received over 50 phone calls against the Bag and Tag and moved to put it to rest this evening once and for all that it be denied and the report be accepted. Ald. Pariseau duly seconded the motion.

Mayor Wiczorek stated the Board would take action on the motion noting Ald. Reiniger had taken the item off of the agenda.

Ald. Soucy commented the reason the program was working in Dover was because of what had been said earlier regarding education and thought what Ald. Hirschmann had said was very important noting that people needed a reason to recycle and the reason they should be recycling was because it cost a lot of money to haul trash from Manchester to Rochester which was the largest component in the whole equation was the hauling cost and one of the things that wasn't done well in the community wasn't that they didn't disseminate information to people very well and thought that Channel 40 was the best thing that had ever happened, but there was a tendency to put out fires and deal with issues as they arose instead of planning long-term and thought that maybe starting more or a larger scale education program could begin with something like when the tax bills

are sent out noting there had been legislation passed within the last two years of which she sponsored which allowed municipalities to include municipal information in the tax bill and thought when tax bills were sent out and someone was holding a bill in one hand for several thousand dollars and a letter in another hand saying well, one of the biggest costs now was hauling trash thought they would make the connection and thought it would give them the incentive to recycle and did not think they had to force something down people's throats and thought they had to let people make their own choices.

Ald. Reiniger in addressing Mr. Thomas noted he had received a lot of calls and had a lot of people say to him it would actually save them money and could make it work, but thought there would be a lot of dumping in the City and so forth and asked if there was anything different about Manchester compared to Worcester or Dover or the 2,000 other communities that would make it a problem to put the program in place in Manchester.

Mr. Thomas replied that illegal dumping was a concern with every municipality that entered into some sort of user fee program for solid waste noting that Worcester which had a very similar makeup to the City of Manchester had those same concerns to the extent that they brought on initially four enforcement personnel to not enforce, but educate and, if necessary, enforce for illegal activities and after the first six months they reduced the enforcement education staff down to two noting the City of Manchester's program was set up with two full-time employees, yes, there was a concern about illegal dumping, however, through education, through the fact that those people would be out on the roads they would hopefully be dealing with it the same as Worcester and experiencing the same results as Worcester that it was minimal and similar to Dover and asked Mr. Quiram to tell the Board initially what the average bag consumption was by the average household in Dover and what it was now.

Mr. Quiram replied he did not think they had seen much of a change noting they had done a lot of studies on it and as they were putting their proposal together for a price increase they had actually gone out sampling neighborhoods and different socioeconomic areas, they'd weighed bags, they'd counted bags, they'd counted households which basically averaged out to the average family in Dover of about one 30-gallon bag a week.

Mayor Wiczorek called for a vote on the motion. The motion carried with Ald. Reiniger duly recorded in opposition.

Presentation by Sheree Brown, SVBK Consultant Group, relative to the City's participation in the NH Public Utilities Commission Pilot Program.

Ms. Brown stated I wanted to bring you first up-to-date on the status of Retail Competition Pilot Program and I'm sure many of you have been reading in the

newspapers that the selection process has already been made, the random selection process and that the City of Manchester did not receive a geographic area of choice, however, there were over 700 individual participants selected within the City of Manchester. The breakdown of those participants is about 626 residential customers, 72 general service customers and four larger commercial customers. These customers will be able to make a choice of electric supplier starting on May 28th. Now May 28th is not a drop dead date, what May 28th is, is the first date an alternative electric supplier can be used. In the meantime, HB 1392 has also been passed by the Senate and the House. Now, that bill calls for retail competition by January 1, 1998. The bill is currently awaiting final adoption by the Governor. The Pilot Program is a preliminary step towards this full retail competition and there's a lot of work that needs to be done in the next year and a half to get to the point where full competition can be had for all customers within the City and the State and this Pilot Program is supposed to be like a test market, it will help everyone to understand the pros and the cons and all the opportunities that may be had by consumers within the State. Now, the customers that are going to be started to be inundated by information from the electric suppliers who have registered with the Commission at this point in time, but there is another alternative. Under full customer choice throughout the country as the concept of full customer choice has been contemplated one of the ideas has been to go towards aggregation. The idea of aggregation is that rather than have a residential or a small commercial customer have to weed through all of the information that may be provided to them by numerous suppliers that there will be private parties or municipalities or counties who will choose to aggregate and basically all you're doing there is putting together groups of consumers so that you can look for better deals that maybe normally would only be available to larger consumers. This is simply just trying to get large volume discounts by putting large groups of customers together. There is a bill that is also pending, it's SB 587 that will allow municipalities and counties in the State of New Hampshire to aggregate customers within their jurisdiction for the purpose of selecting power suppliers. Now, although that bill has not been passed and a lot of that bill is going towards full competition there is the opportunity now for the City of Manchester to act as an aggregator for the Pilot Program and there's several advantages that you can achieve by doing this. The first is you may be able to achieve economic benefits for all of the participants who have been selected for the Pilot Program and this would simply be, as I said, you can maybe get large volume discounts or some benefits by having a large group who are willing to go with a particular supplier. Another benefit is that you can assist participants who may have limited information at this time or who may more information than they can handled, they don't have the background to look into the type of information they may be receiving. Another thing is that you can obtain direct experience now in this test market so that by the time full customer choice comes on January 1, 1998 the City will be in a position to act as an aggregator to achieve the best benefits that you can possibly achieve for all of the citizens within the City and this would help in your economic development, it would help to keep costs down for your citizens and for any future citizens of the City. What we have done

at this time, we've developed a preliminary plan for aggregation. Under this plan which you have a copy of it basically sets forth the process that we would follow in order to act as an aggregator in the Pilot Program. Under this concept, we would first have a meeting for the public to have some input and to understand, particularly the participants in the Pilot Program, to understand what aggregation's all about. These customers would then be given the choice of allowing the City to include them in the aggregation program, so that they could then let the City make the customer choice for them. This meeting, we would propose to be held sometime later in May, I believe we're looking for a date of May 20th at this point if that can work out and during the intervening period we could send a request for bids to all of the electric suppliers who have been registered at the Commission and we could begin evaluating those bids basically on behalf of all of the participants. Now, although the May 28th date as I said is the first date at which supply can actually be switched over to a new supplier, it's not a drop dead date, simply a date that says at this date you may begin this, so while we do have some time constraints simply because all of the electric suppliers are already sending out information that we do want to aggregate, we need to act relatively quickly so that we can get the customers on board to participate in the program and try to receive a better discount in their choice of new electric supplier.

Ald. Elise stated one concern was the short period of time in putting together a program like this might entail with another thing being in terms of cost to the City to do this, cost to the customer to do it and asked if it was similar to the municipal light program.

Ms. Brown replied she was not aware of the municipal light program.

Ald. Elise asked if it would require putting a meter in everyone's house.

Ms. Brown replied, no, it would not require anything different than what was already in place right now. Basically, any funding for the program because it was short term they did not expect the cost to be very high although they had not quantified what it would be, however, they would request in any request for bids that the cost of aggregation be borne by the electric supplier chosen such cost would be borne by that supplier and they would have to work it out through their bidding process and were hopeful that even though there was a cost to aggregation that the volume discount...the supplier being able to get the volume of business they would get by having an aggregated group would allow them to still offer a significant discount even in light of the small additional cost that there would be for aggregation.

Ald. Elise stated she wanted to hear the recommendations from those who had been working on it, but thought that the least that could be done because it took public money to retain the City's legal and retain their services would be to hold a public workshop session where anybody in the City who had been selected could come in and hear a briefing on actual costs and billing and what to look out for in terms of selecting their own provider and inquired of Kevin and Randy if they had any recommendations in terms of aggregating and going forward.

Mr. Clougherty thought the whole issue of electric deregulation was on a very fast pace in New Hampshire and in an environment such as that they would hope for the best but anticipate the worst and if over time all of the combination of legislation were to be passed they would find a number of suppliers competing for rate payers and the bigger they were the better they would be taken care of, a simple matter of economics and the big companies would be taken care of easily and probably the City because of its size would be taken care of so the concern was for the individual rate payer and what market/power they might have as a simple individual; that the whole idea of aggregation as advanced by the Public Utilities Commission and others was to allow for the individual rate payers and small commercial entities to band together to get some equal buying power to get the same type of protections and same type of economies that bigger competitors might have and as Sheree said the Pilot Program allowed them to do it, it was something that if the City wanted to pursue it, it would a good opportunity to experiment in that area, work out the bugs and see if there was an interest in it and help some of the individuals involved noting it was a prelude to some of the things they saw coming down the road and it was not something that the City...all the stuff with respect to energy that he thought was something that the City had gone looking to do, but rather was responding to the changes being brought to the City as a result of actions in Concord and the passionate debate over with this very important economic subject and what they were recommending, the people in his office as well as Tom Arnold from the Solicitor's Office and Jay Taylor who had met quite a bit on it noting it was their work that had pulled together the plan for aggregation which was before the Board tonight and it was allowing

another option, it was something looking down the road and they would certainly like to see some other things be resolved in a different way but had to be prepared in the event there was full deregulation and look out for the individual residential payer, so they would recommend that the Board look seriously on the proposal and understood they were under some time constraints but the time of the whole Pilot Project had been exceedingly fast on a fast track basis in Concord with a lot of the dates their being unable to control, so they were trying to respond in that area with something constructive and wanted to make sure that all of the avenues which were available to the City were certainly presented to the Board so it could be evaluated and see if they wished to proceed with it.

Mr. Sherman stated what the plan would be was to hold the public hearing, explain to those individuals who were selected what their options were which would be to stay with their current supplier, take any of the other 24 offers which were probably coming in through the mail or hooking in with the City as an aggregator and it would not be until after the public hearing that they would ask them to make that decision noting they had no commitment to the City until after that point and thought what would happen by adopting the plan would be to give the other option of being part of a bigger slice of the pie noting they'd seen the economic development rates being offered to the big industrial corporations and the fear that everyone had had all along was that the residences would get left out as they were too small standing alone and unless they were pulled together as a group and give them some weight they would get missed in the process and once the public hearing was held then each participant would then still have that option and no matter what decision they made the Pilot Program would allow them to go back to their original supplier during the Pilot Program, so if they were not happy with the City's aggregation plan they could opt out and go back to Public Service and if they picked up one of the other 24 suppliers and were not happy they could opt out and they really wanted the opportunity to explain the plan as there was a lot of misinformation out there.

Ald. Cashin stated it was a win/win situation, go to a public hearing and listen.

Mr. Clougherty agreed and thought all of the alternatives needed to be laid out to the people and gave them a further opportunity to explain the Pilot Program, but unfortunately they had to do it in a fast time frame because of the deadlines imposed by the Pilot itself noting they were prepared to do so and certainly had the expertise and consultants to do so and that was the other part of competition to see what people wanted and if they didn't want the City to get involved fine, but it told them for the future what their commitment could be, so it was responsive in that sense also.

Ald. Shea asked how do you notify the people who had been selected that there would be a public hearing.

Mr. Sherman replied they had the names and addresses plus they would also do a notice in **The Union Leader**.

Mr. Clougherty stated one of the requirements of the Pilot was if they were to be an aggregator the listing would be given to them and in order to preserve the City's right they stated they would tentatively...until they met with the Board would want to reserve the right to be an aggregator and the PUC allowed them that discretion so they could have the list for that purpose to go forward, so if there were perhaps 600 individuals and spouses show up at a public hearing to discuss it.

Ald. Soucy in reference to Section 5 noted the public hearing had to be held prior to May 23rd.

Mr. Sherman replied, yes, which was why they were shooting for May 20th as the date for the public hearing.

Ald. Wihby noted the Board was scheduled to meet on May 20th.

Mr. Clougherty replied they had talked with the City Clerk early this afternoon requesting recommended dates for the public hearing noting as little as six people could show up for the public hearing but they might have to plan for everybody going plus others who were just interested and wanted to know what was going on, so they had asked Leo where they could have it and they were told that the 20th was available and recommended that the hearing be held at one of the high schools preferably Memorial so there was handicapped access, etc. but had not yet talked with the School Department to see if that location was available and then they found out this evening that there were some arrangements to do some other meetings, so they needed to identify a date soon within that time frame so they could accomplish it.

Ald. Soucy in reference to Section 6.03 "City will negotiate with suppliers" asked if they would have completed those negotiations or would they be explaining to people that they would be entering into negotiations because as she understood it from Section 6.05 there was seven days or May 28th and it looked like the service time would be June.

Mr. Sherman replied they obviously wanted to do it as soon as possible, but if they couldn't have the public hearing until the 22nd then they'd have to give people a couple days notice and they would then have to solidify the bids because when they'd go out initially they didn't know who would go out with them and who wasn't, then they'd have to notice Public Service who would be going with them and who the supplier would be, so they were looking into June.

Mr. Clougherty stated the other feature of the bid process was that some people might feel comfortable knowing that they would go through a public selection process so they could follow that which was another educational opportunity for people where they might not be able to do it on their own and wade through all of the volume.

Ald. Elise stated an individual had called talking about the possibility of having an informational hearing noting they did work nights and if a Saturday might be possible noted the City Clerk's Office was working on Saturday mornings and thought a public hearing was essential in terms of explaining the program and if they felt they could go through with the aggregation in a timely and efficient manner could not see why the Board should oppose it in making it available to the public.

Mr. Clougherty stated it was all new and in talking to people around the country they were saying that New Hampshire was way out in front on the issue and Manchester compared to other cities and towns were getting calls from people asking what do they do and felt they had expertise as a result of the preparation they've done and hoped that any public hearing would be covered by TV 40 and played over and over so that people at home who couldn't go would understand the process noting the purpose of the Pilot was trial and error to try and experiment with different things so that people could look at it and if mistakes were to be made, make them in a controlled environment so that when and if there was full regulation they would be in a position to have learned those lessons, compete, and go forward.

Ald. Elise moved to approve the preliminary plan for aggregation in connection with the New Hampshire Pilot Program. Ald. Wihby duly seconded the motion. There being none opposed, the motion carried.

Communication from Franne Ciriello requesting to address the Board relative to preparations for the City's 150th Birthday Celebration.

Ms. Ciriello stated earlier in the year they had selected the Allard Family to be Honorary Chair Family which was a family which truly embodied the City's legacy in its future and would hear more about the family and their plans as they moved forward, but they would be beginning in earnest in a few weeks when they kicked off what they called "I See a City" tours. The tour series was named after a direct quote from Samuel Blodgett and were meant to be fun, kind of a **People's Magazine** look at Manchester, little tidbits, unknown facts about people who had come to bring the City's history forward, people who had made it and truly had the personality that it did today. The tours were scheduled to run from Memorial Day through October with special tours arranged and were planning on a two for one coupon to make it affordable for everybody with the inaugural VIP tour and reception to be held on the 23rd and hoped everyone would find time on

their schedule to join them. The true birthday party, the big celebration would be held on June 8th from eleven in the morning until nine at night at Derryfield Park with all of the streets surrounding the parks to be closed to vehicular traffic and would be free bus service from different parts of the City truly concentrating on the garages so they could make traffic flow easier and noted that through their planning process they had tried to incorporate as many civic groups, churches, schools, colleges and had also tried to incorporate a little something for everyone, a multi-generational birthday party and would begin the day with a Manchester 150th Walk for Parks and Rick Groleau who was with New Hampshire College and the Manchester Conservation Commission were organizing that portion, the Weston Tower would be open with the Kiwanis Club having made that possible and they would fill the day with a variety of activities and performances and special shows and as an example stated if they could picture two tons of sand handcrafted and sculpted into a variety of objects anything from a motorcycle on through a throne with Shop 'N Save who truly was Manchester's supermarket was going to assist them in creating a 150 foot long birthday cake, there would be a food court with picnic style food and the Stark Mill Brewery was in the process of creating a special 150th beer that she was told John Clayton would have some assistance in naming, hot air balloon rides, a Sesquicentennial classic car show, a senior celebrity softball challenge, a high school softball tournament, a kite flying contest which would be run by the Manchester Historical Association, mimes, jugglers, magicians, street performers, story tellers, arts and crafters tent, the Manchester Institute of Arts and Sciences will be doing a historical art display, entertainment on two stages with their main stage which would be out in the open would feature musical entertainment by Manchester High School Performing Jazz and Concert bands as well as in the evening the Jack Jackson Big Band who would perform from seven to nine with the second stage being inside Hillside Junior High School with a variety of performances everything from John Mongan's historical retrospective of trolleys to a U.S. FIRST City-wide Championship Competition and there would be a dunking booth noting she had been told that Leo Bernier and Rich Girard had already volunteered to sit in on and invited the Aldermen to take a seat as well with the ceremonial portion of the day being at three o'clock and would end the evening with what was hoped to be a phenomenal laser light show and most importantly plenty of Porta John's. From the marketing side **The Union Leader** was going to do a special insert section that would have a full schedule with a lot of details and information and were looking at placement of banners in key locations around the City (i.e., Elm Street, Granite Street, the Airport) with the Amoskeag Radio Club expected to set up a special short wave radio station so they could broadcast around the world and they've licensed Brown Graphics for use of the 150th logo in creating their Teeshirts and souvenirs. They had hoped to built a beautiful gazebo in Derryfield Park as their gift to the City in commemoration of the 150th, but they had been given stipulations by the Parks and Rec Commissioners so they were not sure if they would be able to achieve that. There would be closing ceremonies later in the year.

Ald. Domaingue asked what seemed to be the problem with the gazebo.

Ms. Ciriello stated there was a dedicated committee with a lot of people who had been participating in pulling together various elements and what came from it was the five or six stipulations by the Parks and Rec Commission which made it extremely difficult for them to achieve what they wanted to noting they were looking at different things such as endowment funds which had been suggested as a way of maintaining it, but the Commission felt it was their right to tell the committee how much and how it would work, etc. noting that one of the other more difficult ones was that they should have all of their financing in place before they even put a shovel in the ground, so they've hit stumbling blocks.

Ald. Domaingue hoped that solutions could be found because to have a gazebo out there would be an asset to the City and if the Parks and Recs Commissioners could find a way to solve the problem she was sure that the City residents would be more than happy to enjoy the use of the gazebo.

Ald. Hirschmann wished to commend Franne Ciriello for her dedication to Manchester noting as a business woman she was very busy and to take on this task and bring it to the forefront was really unbelievable and with respect to the gazebo thought that the Board should accept the gift to the City of Manchester and send a message to everyone that it was wonderful and they wished to accept it.

Mayor Wieczorek stated if the Board could let the process take care of it, so the Board wouldn't be jumping over into everybody's business thought it would all work out.

Ald. Elise agreed with Mayor Wieczorek to let the process work through noting there had been a public hearing held in her Ward regarding the gazebo and there had been concerns expressed from the residents regarding the structure itself and how it would be maintained and a lot of concern regarding Weston Tower noting it had also been a gift which had been given to the City also and that it had fallen apart at one time with no money to take care of it and the people did love the Weston Tower and were as equally enthusiastic about accepting a gazebo.

Mayor Wieczorek stated there had been a lot of hard work and wished to express his thanks to Ms. Ciriello on behalf of the City noting the committee had done an outstanding job.

On motion of Ald. Wihby, duly seconded by Ald Reiniger, it was voted to recess the regular meeting to allow the Committee on Finance to meet.

Mayor Wieczorek called the meeting back to order.

## **OTHER BUSINESS**

A report of the Committee on Finance was presented recommending that Resolutions:

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for 1996 CIP 2.10205A Alcohol and Drug Abuse Prevention Program."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for 1996 2.20714 Lead Poisoning Prevention Program."

"Amending the 1996 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of \$25,000 for the 1996 CIP 7.10216 Traffic Signal LED Replacement Program."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for various Police Department Projects."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for the School to Career System."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds in the amount of \$6,000 for the 1996 CIP 8.20401 Archive Review Project."

ought to pass.

The Committee further recommended that Personnel Committee Actions on agenda PC 3-96 be approved.

On motion of Ald. Shea, duly seconded by Ald. Clancy, it was voted to accept, receive, and adopt the report of the Committee on Finance..

Report of the Committee on Personnel/Insurance advising that the Non-Affiliated representatives have requested clarification of agreements reached in July 1995 and the Committee recommends that the Board of Mayor and Aldermen discuss same.

(Note: new communication from Non-Affiliated enclosed.)

This item was withdrawn from the agenda.

Communication from Mayor Wieczorek submitting a request for \$10,000 in funding to the Manchester Community Health Center and requesting such funds be transferred from the City's Contingency Account.

On motion of Ald. Wihby, duly seconded by Ald. Soucy, it was voted to approve \$10,000 from Contingency to fund the Manchester Community Health Center.

Communication from Deputy Finance Director advising of the receipt of Drug Forfeiture funds in the amount of \$7,269.24, requesting the Board accept same and remand for the purpose intended.

On motion of Ald. Reiniger, duly seconded by Ald. Sysyn, it was voted to accept and funds and remand for the purpose intended.

Communication from Director of Planning, Robert MacKenzie, submitting a contract for heating and ventilation improvements at West and Central High Schools and requesting that the Board approve same.

On motion of Ald. Domaingue, duly seconded by Ald. Robert, it was voted to approve the contract for heating and ventilation improvements at West and Central High Schools.

Communication from School Superintendent Bernard requesting on behalf of the Board of School Committee their desire that a joint meeting of both Boards be convened for the purpose of Middle School discussion.

Ald. Wihby asked if it was necessary to meet during budget deliberations or could they wait until such time as those meetings were done.

Mr. Bernard stated at the last meeting of the School Board in April there had been discussion about two things: one was the Board's concern over the Middle School and coupled with that a real concern that they'd like to get back to the table of the two elected Boards as they did last year sitting down and hashing out some concerns whether it be Middle School or other issues noting that in this particular instance they were looking at the Middle School issue noting they had requested of him to ask this Board to meet and discuss it.

Ald. Wihby asked if it could be done in July or was that too far away.

Mr. Bernard replied he had not been given a time frame but thought they would perhaps like as soon as possible, but did not think there was a requirement.

Ald. Wihby stated he was concerned with meetings being switched around now and if there was no harm done, he preferred to wait until after the budget process had been completed.

Ald. Domaingue stated she had no problem with the two Boards meeting, however, wished to note for the record that the Superintendent's letter was dated April 12th and there was a Joint School Buildings Committee meeting comprised of three Aldermen and three School Board members who had met on April 15th and again on April 22nd and could not recall this issue being brought before the School Buildings Committee at that time and wondered why.

Mr. Bernard replied because the full Board of School Committee was cognizant during their discussion that a Joint Buildings Committee did exist, but their proposal to him and their directive to him was to request a full Board of School Committee meeting with the full Aldermanic Board as a joint meeting as opposed to the Joint Buildings Committee which was why it was before the Board this evening.

Ald. Robert stated it was fine with him so long as they would be able to discuss other issues besides the Middle School and asked if that would be acceptable.

Mr. Bernard replied the Board of School Committee would welcome that.

Ald. Hirschmann stated that was also his concern in that he wished to discuss the Hevey School, the possibility for Parkside students.

Ald. Soucy stated there obviously was a cost associated with building the school as well as a cost associated with not building the school in that the City had over crowding and other costs associated with not solving the problems and the potential for losing State revenue if they didn't address it did Mr. Bernard think they could hold out another year and what kind of a time frame were they looking at and losing some of the accreditation on the schools and having revenue implications as a result of such.

Mr. Bernard stated at discussed at the Joint Buildings Committee meeting it was beyond his or anyone else's control noting if he had his druthers he would like to say let's get it built as planned but physically it was impossible according to the architects to get the contracts out and the school built in time, so they really had no choice and as far as what would happen he would do his best to get the waivers he needed to make it work.

Ald. Soucy stated she knew Mr. Bernard had applied for a waiver and asked what the time frame was on the State Board of Education acting on that waiver and when did they need to know how serious the City was about building its Middle School as she was concerned that he would be able to go requesting the waiver with as much ammunition as possible in that the City of Manchester was very concerned and serious about moving forward with trying to get the school accredited and relieve the over crowding in some of them.

Mr. Bernard stated he was hoping to do a little lobbying tomorrow as they were hosting the State Board of Education meeting at their facility tomorrow morning, so he hoped he would be able to get some answers then.

A date of Tuesday, July 9, 1996 at 7:15 PM was set for the joint session of the Board of Mayor and Aldermen and the Board of School Committee.

Resolutions:

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for 1996 CIP 2.10205A Alcohol and Drug Abuse Prevention Program."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for 1996 2.20714 Lead Poisoning Prevention Program."

"Amending the 1996 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of \$25,000 for the 1996 CIP 7.10216 Traffic Signal LED Replacement Program."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for various Police Department Projects."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds for the School to Career System."

"Amending the 1996 Community Improvement Program, authorizing and appropriating funds in the amount of \$6,000 for the 1996 CIP 8.20401 Archive Review Project."

On motion of Ald. Reiniger, duly seconded by Ald. Pariseau, it was voted that the Resolutions be read by titles only, and it was so done.

On motion of Ald. Wihby, duly seconded by Ald. Clancy, it was voted that the Resolutions pass to be enrolled.

Mayor Wieczorek made the following nominations:

**Conservation Commission**

Kathleen Brown to succeed Kenneth Milender, term to expire August 1, 1997.

Brett Gifford to succeed Tricia Durette, term to expire August 1996.

**Planning Board**

Signe McQuaid to succeed herself, term to expire May 1, 1999.

Under the rules, these nominations were to lay over to the next meeting.

Confirmation of nominations as follows:

**Planning Board**

David Boutin to succeed himself, term to expire May 1, 1999.

Ronald Ludwig, Director, Parks, Recreation, and Cemetery Department, to fill the ex-officio Administrative Official position vacated by Armand Gaudreault, Building Commissioner.

On motion of Ald. Wihby, duly seconded by Ald. Pariseau, it was voted to confirm the nomination of David Boutin to succeed himself as a member of the Planning Board, term to expire May 1, 1999.

On motion of Ald. Elise, duly seconded by Ald. Domaingue, it was voted to confirm the nomination of Ronald Ludwig to fill the vacant position of the ex-officio Administrative Office of the Planning Board.

#### **TABLED ITEMS**

Ordinance: (Note: Tabled 3/19/96 pending submission of agreements.)

"Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include portions of the lots currently zoned I-3 (General Industrial) and I-2 (Industrial Park) on the southerly side of Huse Road and the easterly side of South Willow Street."

This item remained on the table.

Suggested Committee descriptions submitted by Thomas Arnold, Assistant City Solicitor and staff as follows:  
Committee on Accounts, Enrollment, and Revenue Administration.  
(Tabled 4/16/96 pending further review by Ald. Elise and Mayor's Office staff.)

On motion of Ald. Elise, duly seconded by Ald. Shea, it was voted to remove this item from the table for discussion.

Ald. Elise stated she had met with the Mayor noting they had cleared up the misunderstanding and moved that the Committee description as submitted be accepted. Ald. Wihby duly seconded the motion. There being none opposed, the motion carried.

Ald. Domaingue in reference to table item 17 asked the City Clerk if he had received any information relative to the Huse Road development.

Mr. Bernier replied there had been no information received to date.

Mayor Wieczorek inquired of the Planning Director if he was in receipt of any new information.

Mr. MacKenzie replied the Planning Department had received some additional materials noting they were still awaiting two items where there would be some deed restriction limited to a hotel and they were still working on that with a second commitment to traffic improvements and believed they were working on it noting it took a while to do some of those things and as soon as they received further information either Planning or the City Clerk would present to the Board.

## **NEW BUSINESS**

Clerk Bernier indicated that Chairman Wihby had requested he review the upcoming scheduling as it pertained to Committee on Finance meetings and recommended that they meet at 5:30 PM on Monday, May 13, 1996; on Tuesday, May 14, 1996 at approximately 7:30 PM; on Monday, May 20, 1996 at 5:30 PM; on Tuesday, May 21, 1996 immediately upon conclusion of the regularly scheduled meeting of the Board of Mayor and Aldermen; and on Tuesday, May 28, 1996 at 5:30 PM noting that Chairman Wihby also suggested Wednesday, May 15th and May 22nd as open dates if needed.

Ald. Robert noted there needed to be a time scheduled for CIP.

Clerk Bernier stated CIP was scheduled for May 14th.

Ald. Robert stated the Committee might need to meet prior to that as he thought Committee members concerns could take up a lot of time.

Ald. Domaingue stated she wished to bring to the Board's attention and the public's attention the fact that the Crystal Lake Preservation Association was having their annual clean up Saturday at Crystal Lake between the hours of 9:00 AM and 12 noon and anyone who wished to lend a helping hand could bring a rake and join them as she knew she would be there as well as several members of the community surrounding Crystal Lake would also be there noting they provided a tremendous service to the City of Manchester and saved an awful lot of money to help clean up the lake and make it a pleasing place for people to go and enjoy recreation in the City of Manchester.

Mayor Wieczorek in addressing Ald. Domaingue stated when she was talking about all of the things that they should comprehend earlier in the meeting hoped that they would also be able to comprehend that there had been a billion dollar drop in the tax base which had created a lot of the problems that they had to deal with.

Ald. Domaingue stated she was glad that Mayor Wieczorek brought that up and asked if she could respond to that stating she had been wondering where the Assessor's report was and hadn't the Board heard them say that they had all those numbers available noting she had not seen any reports since then and wanted to know if any Board member present had an update as to where they stood with the revenues or what the actual list of the properties were that had been abated as she had not yet seen it and wondered if anyone had that information yet.

Ald. Pariseau thought that item was to have been referred to the Accounts Committee.

Ald. Elise stated in terms of having that information ready immediately noted it was not referred to Accounts, but what was referred to Accounts was developing a process of reporting noting they were currently working on it, but not necessarily the information that Ald. Domaingue wanted immediately.

Ald. Domaingue stated she was under the impression that Mr. Porter had said he would have the information readily available but no Alderman had ever asked him for it and believed she had requested he provide such information and wondered if there was a delay and whether or not the Board would ever see any concrete revenue figures which would help the Board in their deliberations with the budget.

Mayor Wieczorek in addressing the City Clerk asked when something of that nature was supposed to go to the Board who followed up on it to see that it would come.

Ald. Wihby stated that was not how it had been left; that they didn't have the numbers but when they did they would let the Board know.

Clerk Bernier replied he would review the minutes to see what had transpired.

Ald. Wihby stated he had received a communication from the Assessors which had indicated they would have numbers soon.

Ald. Domaingue stated when they received a communication indicating they would be receiving something soon was not a list of the revenues or the abated properties or anything else.

On motion of Ald. Cashin, duly seconded by Ald. Sysyn, it was voted to recess the regular meeting to meet with the Chief Negotiator for the purpose of discussing union negotiations.

Mayor Wieczorek called the meeting back to order.

There being no further business to come before the Board of Mayor and Aldermen, on motion of Ald. Cashin, duly seconded by Ald. Sysyn, it was voted to adjourn.

A True Record. Attest.

City Clerk