

BOARD OF MAYOR AND ALDERMEN

March 16, 1998

6:00 PM

Mayor Wieczorek called the meeting to order.

Mayor Wieczorek called for the Pledge of Allegiance; this function led by Alderman Pinard.

A moment of silent prayer was observed.

The Clerk called the roll. There were fourteen aldermen present.

Present: Aldermen Wihby, Klock, Reiniger, Sysyn, Clancy, Pinard, Shea,
O'Neil, Girard, Rivard, Pariseau, Cashin, Thibault, Hirschmann.

Mayor Wieczorek noted that he was advised that people were waiting to find out if the King property was going to go to a public hearing; that he understood the Committee on Community Improvement had referred an item to the Board for consideration. The item was as follows:

Communication from Airport Director requesting a finding by the Board that the Airport's Wetland Mitigation Project is a "Public Need" and further requesting the Board to grant permission to acquire a fee simple interest in 56.652 acres of land described as Parcel "C" and Parcel "G" from its owners for Airport purposes using eminent domain pursuant to RSA 423:1 and RSA 498-A.

Alderman Cashin moved to send the item to a public hearing. Alderman Thibault duly seconded the motion. There being none opposed the motion carried.

Presentation of the "Spirit of Manchester Award" to the March recipient.

Mayor Wieczorek noted the recipient this month was Ken Gelinis, and though he did not have a formal write up provided, he knew of Mr. Gelinis' work with In-Town Manchester, the person responsible for first coming forth with the idea of a skating rink in the plaza area. Mayor Wieczorek noted last year there were 10,000 people that utilized the facility, and this year there were 14,000 people.

Mayor Wieczorek was provided the supporting information and read as follows:

The Spirit of Manchester Award Committee recently convened and selected an individual to be honored in the month of March for outstanding service to the City of Manchester. The parameters of the award state that the recipient should have contributed to the improvement of the quality of life in Manchester, performing acts that are clearly above and beyond the call of duty. This month's winner is Ken Gelinis, a civic activist and visionary of downtown revitalization. Working with In Town Manchester, a group set on constructing a skating rink in the depressed downtown area, Ken lobbied the business community and city government tirelessly for funding. He was the catalyst that successfully transformed the rink from blue prints into concrete. Since it is reconstructed each year and maintenance is costly, there is a constant need for funds. Ken Gelinis besides successfully lobbying the city for support,

acquired \$10,000 in corporate donations in the rink's premier year, while securing a similar amount of monetary backing last year. In addition to handling most of its projects ongoing fundraising efforts, Ken has worked with the development and operations team to assure smooth functioning of the facility. The entire in-town skating rink development project from concept to opening took less than four months. This was not only a result of the ground work laid by planners, it was a tribute to Ken Gelinas who came forward to support this project as a symbol of community revitalization.

Alderman O'Neil presented Mr. Gelinas with his award.

Mayor Wieczorek addressed Item 16.

Request of Attorney James Tamposi, Jr. that the City approve a subordination agreement with regard to the Center of New Hampshire, to allow JPA III to obtain refinancing on the property.

A handout was distributed to members of the Board from the City Solicitor.

Attorney Tamposi addressed the Board stating he was representing JPA III Development Company. The Center of New Hampshire is presently financed with a \$5,158,000 loan from Bank Midwest. We are in the process of refinancing the Center with another bank called National Realty Funding. We are seeking \$5,065,000. and the City holds notes secured by mortgages and we will need the subordination from the City similar to what we got in 1994 when the Center of New Hampshire was refinanced before. The present balance of the Bank Midwest mortgages is \$4.9 million and change. I sent Tom Arnold a letter regarding that. The exact amount \$4,924,000. so we are asking the City to subordinate to a little bit more than is presently owed on that note. We are asking for \$5,065,000. I will say that the City's last subordination was in 1994. In 1998 this property is worth quite a bit more, a lot of improvements have been made and this refinancing will be at an interest rate which is two percent less than we are currently paying Bank Midwest. It will greatly improve the cash flow for the Center of New Hampshire. One of the other things that we are doing as part of this financing, and what you would do in any financing, is collaterally assigning all of the various contracts that we have. One of those contracts is our parking lot lease with the City. So we would ask for your consent for this collateral assignment of this parking lot lease. By collateral assignment, we're using this assignment to secure our loan. So in other words, if we defaulted on our loan, the lender could pay the city the rent under the parking lot lease, the City is not in any worse shape for that. The consent to the collateral assignment and the request that the City subordinate to \$5,065,000. in new money is the request tonight.

Alderman Wihby asked, the \$5,158,000 done in 1994, what was before that number, what were they at when asking for that.

Attorney Tamposi responded he thought it was a lot higher.

Alderman Wihby stated, so if we go back to when we first did this project, has the city gotten any money back.

Attorney Tamposi responded yes. There are a series of notes. On the hotel, there was a note of \$198,722. Today that has a balance of \$41,241. That was our note to the City, and that is secured by a mortgage on the hotel. There was another note to the City, \$275,212. That has a current balance of \$100,164. There were also two other notes which have been paid off and discharged. Those are \$138,210. and \$150,000. Those have been paid off so they are not even part of the equation any longer. So what the City has right now is \$141,400 essentially in secured notes on the hotel.

Alderman Hirschmann asked the \$46,000 from 1982, when they went out and secured new financing for \$5.1 million why wouldn't they have gotten rid of that note. Why was it carrying?

Attorney Tamposi responded it all had to do with the amount of available.

Alderman Hirschmann asked when that note would be paid.

Attorney Tamposi responded it would be paid in accordance with the terms of the note when it was made, and he did not recall the repayment term on the note, but the intent was to pay it off absolutely in accordance with its terms. Attorney Tamposi reviewed some materials and responded it appeared to be April of the year 2000, June of 2000 it had to be paid in full. And the intent was to pay it off in the agreed upon schedule.

Alderman Cashin stated it seemed to be in everybody's best interest. Attorney Tamposi responded absolutely.

Alderman Wihby moved to approve the request for collateral assignment and subordinate to the \$5,065,000 of refinancing subject to the review and approval of the City Solicitor. Alderman Cashin duly seconded the motion. There being none opposed the motion carried.

Mayor Wieczorek addressed Item 5:

Discussion with Russ Poehlman, Director of Fine Arts, regarding school bands performing in parades.

Mr. Tanguay addressed the Board stating he was a product of the Catholic schools and he realized that they had not participated in the St. Patrick's Day Parade for three years, he felt that unless this was resolved within the next year he would be in trouble with the Sisters. He noted that Mr. Poehlman had prepared an explanation as to why they had not participated in the past, and he hoped they would accept the explanation. Mr. Tanguay noted that there was a proposal for next year's parade so they would be involved in the parade.

Mr. Poehlman stated he would explain the curriculum in the high schools, which was what this was about. We perform in three different types of performances, four different quarters. The beginning of our school year is involved with and happens two weeks before school starts we are doing our marching band, and our half time show presentations. We do that up until November. From November till January we start to get involved with light literature for concert band. We re-evaluate the students, they change their instruments, they get ready for our concert band season. We run our concert band season from December 1 to April 1. That coincides with the New Hampshire Music Educators Association festival schedule. We have a solo and ensemble festival at the end of February. The third week of March there is a UNH Jazz festival and the one I keep eluding to and I'm asked if we marched in is the large group festival, that is at the end of March. That is something that the School Department's music program has been involved with for the last 30 years. For the last eleven years we have hosted it. We have gotten to the point where our curriculum has increased level wise, there are six levels of participation. Grades 1-6. We do in our high schools and junior high schools levels 4-6, which is the hardest levels. It takes us from January 1 to the end of March to get it down so we can perform. Now the large group festival is a festival where the bands go in with three prepared pieces. These pieces are judged by three judges who know the scores. They perform for 30 minutes. The judges do a critique of how they are playing, they grade them, and then they move on to what is called sight reading. And a separate judge judges them in that. For the last eleven years we have hosted it. A schedule was distributed to the members of groups performing at the end of this month. We have 12 groups that are performing in the festival. In all there are 33 from the state. As I said to the School Board at their meeting, we try to present a well rounded music education curriculum. We try to give the students everything that is involved throughout the year. By April 1 they finish with the concert season they are able to go out and do state festivals, national festivals and anything else that is on the docket until the end of the school year. So the reason the School Board policy states you don't march or perform outside from December 1 to April 1 that is the reason, and that policy has been in place for quite a long time.

Mr. Poehlman stated that the proposal eluded to -- they not only had marching bands but have jazz bands, jazz choirs, orchestra's all sorts of ensembles which are small groups. In the last three years when I was approached about performing I eluded to the fact that we have these groups. We have jazz bands that could play, the Practical Arts Auditorium, they could give a round the clock concert performance, and the timing would be just right, it was time for these students before they go into competition have a chance to play in front of an audience, so there are a number of groups that can perform within that weekend. He believes that on January 3 after the inauguration he met with Alderman O'Neil and made the suggestion. They had 55 groups no other district can claim that. We have 55 performing groups that can perform in that time span, so we can get creative and do something and that was the proposal.

Alderman Girard stated if the no march policy is in effect from December 1 to April 1, why then haven't the bands marched in the Christmas parade, which happens around Thanksgiving.

Mr. Poehlman stated that they did. They were in the bus this year. They do not march if it was inclement weather or below freezing. This year it was raining and he had suggested they play on the bus but the union did not allow this of the drivers, but they had been there weather permitting.

Alderman Rivard commented he was glad to see him there this evening to put to rest the rumors he heard that the bands did not march for fear of damaging the uniforms, or that the instruments would get damaged or a danger to their lips or fingers because it was too cold, and those were not the reasons.

Mr. Poehlman stated no those were not the reasons.

Alderman Rivard commented he would think that our students are just as hardy as other students who come from Londonderry or Massachusetts or other areas that showed up on that day. So they put to rest the rumor of uniforms or physical reasons they did not perform.

Mr. Poehlman stated there were two sections of the policy lumped together, one section says they don't perform in inclement weather.

Alderman Rivard noted that they played at football games when it was cold or snowing so that was not the reason.

Mr. Poehlman stated from December 1 to April 1 that was not the reason.

Alderman Shea stated that what Mr. Poehlman was saying was that they were putting academics on the top shelf which the school department should and they try to accommodate certain activities that take place and he commended the school department for doing that because that is why children are in school, first for academics, second to perform in front of people and display their talents, but because of the different scheduling, Manchester as he eluded to has the only type of academic program that filters in to what the music department should do, in other words educating students in the proper ways of handling the playing of instruments and also performing in activities.

Mr. Poehlman stated he did not want to take the credit that they had the only district, there were quite a few school districts that follow the same kind of curriculum. There are only one or two school districts that strictly march.

Alderman Shea commented on the level of Manchester students.

Alderman Clancy asked if he told them that the band did play for the Christmas parade.

Mr. Poehlman stated yes it has.

Alderman Clancy asked about the mode, the marching..

Mr. Poehlman stated they started the first quarter doing marching music and half time show presentation. The second quarter they start with light literature, changing the instruments around and getting into a concert mode. He noted that they used to do concerts in December but found out that because of the parade they can't change over fast enough so they now do a winter concert which goes beyond the winter vacation.

Alderman Clancy stated so the St. Patrick's Day Parade is in the midst of some mode that you are in.

Mr. Poehlman replied we have a festival that we go to at the end of February, which is called Solo and Ensemble and then we have the Jazz Festival and this large group festival that is in March.

Alderman Clancy stated I know that nobody can predict the weather in New England, but if the weather was similar to this past year, I imagine that you could put an orchestra on one of the stages here and play, couldn't you.

Mr. Poehlman responded that was offered to Alderman O'Neil on January 3. He said he would talk to the parade committee, I believe.

Alderman O'Neil stated one of the purposes of the parade is certainly to showcase many different things that are going on in the City of Manchester. Mr. Poehlman did suggest that we have a jazz ensemble someplace, but a jazz ensemble isn't going to be seen by 50,000, 60,000 or 70,000 people which is the number estimated to have been on Elm Street on March 8. In the past three years, the Parade Committee has heard three different excuses. The first year it was the threat of damage to the instruments in the cold weather. Last year it was the policy bans and this year it is the concert. It is unfortunate that we can't showcase our kids in front of 50,000 or 60,000 people. It is used by all bands as a fund-raiser. The bands are paid from \$500 to \$1,200 to participate. I really thought the days of excuses in Manchester were over, but I guess they are not and the real losers are the kids in the City who are members of the band.

Alderman Pinard stated that he has been involved in music in the City for many years and they did parades in all kinds of weather. Last Sunday, I was pretty upset because I saw the Londonderry band and the Keene High School band there. I agree with Alderman O'Neil that there seems to be excuses every year. I would like to see this resolved for next year's St. Patrick's Day Parade. If the other high school bands can come out, I am sure that our local bands can make some revisions.

Alderman Cashin stated it was embarrassing not to have a City band in the parade. Isn't there some way that we could sit down and start to plan to have at least one City band in the St. Patrick's Day parade?

Mr. Poehlman replied I don't have that authority. The policy is set by the School Department. There are two issues. There is the educational issue and what we do from December 1 until April 1. That has never changed as long as the policy has been there. I really take offense to the changing of excuses. In cold weather, we don't march. From December 1 through April 1 we are in our concert season and we don't march. That is School Board policy. I am paid to follow policy. If this Board wants to work with the School Board on changing the policy, that is your prerogative.

Superintendent Tanguay stated the policy can be changed. That is not the issue. The issue is going from a concert mode to a band marching mode. We need to work on this maybe with some of the Committee members for next year so that we have some participation, whether it be in a concert mode either before, during or after the parade or something else.

Alderman Wihby suggested that a letter be written to the Chairman of the School Board.

Mayor Wieczorek stated we did discuss this at the last School Board meeting. If you would like to have them discuss it again, we can have the Clerk send a letter and it will be on the next School Board agenda.

Alderman Girard stated that he saw three NH bands, Bishop Guertin, Salem and Londonderry, in the parade. He asked if they follow a marching band only curriculum.

Mr. Poehlman replied if you look at the end of the month on the schedule that I passed out, Londonderry marches. You will not see them at this festival. This festival is very important to the state. It has been going on for a long time and we have geared our curriculum to that festival. I believe that Salem was there too and they also march and do it very well.

CONSENT AGENDA

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.

Approve under Supervision of Department of Highways

- A. PSNH petition #'s 11-808, 11-811 thru 11-825, and 12-15 & 12-16.

Informational to be Received and Filed

- B. Communication from the City Clerk advising that both he and Paul

Bergeron shall be attending the 1998 ISG Mid-Year Seminar sponsored by the Association of Records Managers & Administrators in College Park, MD from April 7-9, 1998.

- C. Communication from Karen Foote complimenting the City on its 1998-98 Holiday decorations in the Downtown area.
- D. Communication from Louise Gazda advising of recent positive changes which have occurred at the MTA.

REFERRALS TO COMMITTEES

COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS

(Note: Concurrent referral to the Committee on Traffic/Public Safety.)

- F. Communication from Fred Harris, President of Riverfest, Inc., seeking permission of various requests as outlined below during the Riverfest celebration scheduled for September 11, 12 & 13, 1998:
 - (a) designation of the area generally bordered by Elm Street to the east, Brook Street to the North, Granite Street to the south, and the Merrimack River to the west as the "Riverfest Area";
 - (b) requesting those possessing valid Arms Park lease stickers be allowed to park "free-of-charge" in either the Canal Street or Wall Street garages from September 7-14, 1998;
 - (c) the closure of Arms parking Lot from September 7-14, 1998; and
 - (d) requesting that the City Clerk be instructed not to issue permits to any vendors in this area during the Riverfest celebration scheduled for September 11, 12 & 13, 1998.

COMMITTEE ON BILLS ON SECOND READING

- G. Ordinances:

"Amending Sections 33.024 and 33.025 (Airport Assistant Maintenance Supervisor, Airport Maintenance Foreman, Senior Auditor, Victim Witness Advocate) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024 and 33.025 (Building and Asbestos Program Supervisor, and Information Support Specialist) of the code of Ordinances of the City of Manchester."

"Amending Section 33.025 (Information Support Specialist - Police) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024, 33.025, and 33.026 (Airport Assistant Director for Public Relations and Marketing, Motor Vehicle Prosecutor, Municipal Communication Superintendent, Parks Maintenance Ski/Aquatic Supervisor, Public Health Nurse Supervisor, Grants Administrator, Waste Water Treatment Plant Maintenance Assistant Supervisor and Senior Auditor) of the Code of Ordinances of the City of Manchester."

COMMITTEE ON COMMUNITY IMPROVEMENT

- H. Communication from Gale Hennessy, Executive Director of Southern NH Services, Inc., requesting a sidewalk on Pine Street from Silver to Valley Streets.

COMMITTEE ON FINANCE

- I. Communication from Fred Lake seeking the City's sponsorship or purchasing of tickets for the Hillsboro County Sheriff's All-Stars vs. The All Pro Celebrity Softball Team scheduled for Saturday, June 13, 1998 at Gill Stadium.
- L. Amending CIP resolution and bond resolution relating to the relocation of Harvey Road Airport project.
- "Authorizing Bonds, Notes or Lease Purchases in the amount of \$1,782,500 for the 1998 CIP 7.30285 Relocate Harvey Road at Rte. 28."
- "Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of \$1,782,500.00 for the 1998 CIP 7.30285 Relocate Harvey Road at Rte. 28."

REPORTS OF COMMITTEES

COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS

(Note: referral to Bills on Second Reading.)

- N. Advising that Ordinance amendment:
- "An Ordinance amending Chapter 118, Vehicles for Hire, of the Code of Ordinances of the City of Manchester, by increasing taxicab driver licensing fees, adding new provisions establishing a Substance Abuse Testing Account, providing for the payments of costs associated with drug and alcohol testing of taxicab drivers from said account, and establishing a Drug and Alcohol Policy"
- has been approved and recommends that the Ordinance amendment be referred to the Committee on Bills on Second Reading for technical review.
- O. Recommending that a request for a circus license by The Royal Palace Circus, Inc. at the JFK Coliseum on May 22, 1998 be granted and approved subject to meeting all conditions set forth by the City Clerk, Fire, Police and Risk Management.

COMMITTEE ON COMMUNITY IMPROVEMENT

- P. Recommending that certain projects proposed under the FY1999 CIP be expedited and placed in the FY1998 CIP. The Committee recommends that such projects presently remain in the FY1999 CIP budget resolution for the purposes of being presented at public hearing. The Committee advises that to initiate such a process, it has authorized the Planning Director to submit resolutions amending the 1998 CIP and related bond resolutions for projects as follows:
- | | |
|-------------------------------------|----------------------------------|
| • Terminal Expansion | Aviation |
| • Ammon Center Parking | Aviation |
| • Runway 6/24 Extension | Aviation |
| • Construct Interim Parking Lot | Aviation |
| • Livingston Park Athletic Facility | |
| • (Enterprise portion) | Parks, Recreation and Cemeteries |
| • Livingston Park Capital Improvs. | Parks, Recreation and Cemeteries |
| • West Memorial Field Improvs. | Parks, Recreation and Cemeteries |
| • City Hall Security/Audio/Video | |
| • /Other | Special Building Committee |
| • Riverwalk Planning & Development | Planning Department |
| • Telephone System Upgrade | Info Systems |
| • School Capital Improvement Prog. | SCIP |
| • Sidewalk Construction Program | Highway |
| • School/Park Improvements | Parks, Recreation and Cemeteries |

- R.** Recommending that an amending resolution allowing for the acceptance of grant funds for the Technology Literacy Challenge Fund Phase II in the amount of \$100,000 from the NH Department of Education be adopted.
- S.** Recommending that a request allowing for the acceptance and expenditure of funds donated for the 1998 Historic Preservation Fund in the amount of \$5,000.00 be approved; and for such purpose an amending resolution and budget authorization have been submitted.
- T.** Recommending that a request allowing for acceptance and expenditure of additional grant funds for the 1998 2.10606 Cultural Diversity Task Force in the amount of \$500.00 be approved; and for such purpose an amending resolution and budget authorization have been submitted.
- U.** Recommending that \$105,000 in CDBG unprogrammed funds be transferred to the 1998 CIP 5.10252 Downtown Parks Rehabilitation Project for Bronstein and Sheridan Emmett Parks improvements; and for such purpose an amending resolution and budget authorization have been submitted.
- V.** Recommending that the 1998 CIP be amended by adding \$1,782,500 in PFC bonds for the 7.30285 Relocate Harvey Road at Rte. 28 project; and for such purpose an amending resolution, bond resolution and budget authorization have been submitted.
- W.** Recommending that a request allowing for the acceptance and expenditure of a donation in the amount of \$7,500.00 for the 1998 8.30305 Library Renovation Project be approved; and for such purpose an amending resolution and budget authorization have been submitted.
- X.** Advising that the current lease for MEDO space at 889 Elm Street is due to expire June 30, 1998. The Committee recommends that such agency remain at the 889 Elm Street location under tenant at will provisions as outlined in the enclosed communication from the Industrial Agent.
- Y.** Recommending that:

 - 1) a ground lease between the City and Cargex Manchester III Limited Partnership dated October 10, 1997, for a multi-purpose cargo facility located adjacent to the lessee's affiliate air cargo facilities through an agreement dated December 1, 1995; and
 - 2) that an operating agreement between the City and National Garages, Inc. for management of Airport parking facilities from September 1997 through June 2002;

as enclosed herein, be approved. The Committee further recommends that the Airport Director be authorized to execute same subject to the review and approval of the City Solicitor.

- Z.** Advising that it has found as follows:
- 1) That a portion of North Elm Street adjacent to 25 Ridge Road referred to in a communication from John F. Couture has been released and discharged pursuant to RSA 231:51.
 - 2) That a portion of Mapleton Road east of Mack Avenue as petitioned by D.E.M. Realty, LLC, has been released and discharged pursuant to RSA 231:51.

The Committee notes that such finding is relative to the public status and does not constitute any finding related to private rights which may exist.

- AA.** Recommending that a petition for discontinuance of a portion of Pellerin Lane be referred to the next Road Hearing.

HUMAN RESOURCES/INSURANCE

- AB.** Recommending that a request of the Human Resources Director for the transfer of \$18,000 from Contingency to the Human Resources Department for salaries and daily operations and \$11,000 for Non-Departmental Medical Services for the remainder of the fiscal year be granted and approved; and for such purpose resolutions have been submitted.
- AC.** Recommending that a request from the Human Resources Director to approve recommendations from Public Building Services; Parks, Recreation and Cemeteries; and Water Works for overtime for exempt employees until the adopted of the Yarger, Decker and Thomas classification and compensation study or July 1, 1998, be accepted and approved. The Committee further recommends that the Board of Mayor and Aldermen approve same.
- AD.** Recommending that a request of Chief Driscoll to hire four police officers under the Federal Universal Hiring Program, effective April 1, 1998 instead of July 1st, be granted and approved. The Committee notes that 75% of the costs are federally-funded.

COMMITTEE ON TRAFFIC/PUBLIC SAFETY

- AE.** Recommending that a request for no parking signs on Notre Dame Avenue, behind Catholic Medical Center, for the Annual CHIPS Challenge 5K and 1 Mile Family Fun Run on May 2, 1998 be granted and approved under the supervision of the Police, Fire, Highway, and Traffic Departments.
- AF.** Recommending that a communication from Jon Erdahl, General Manager of WGIR AM/FM requesting the use of Arms Park and the Bridge Street Bridge for their 7th Annual Memorial Day Weekend fireworks display scheduled for Sunday, May 24, 1998, with a rain date of Monday, May 25, 1998, be granted and approved under the supervision of the Police, Fire, Highway, and Traffic Departments.
- AG.** Recommending that a request by the Time Travelers for exclusive use of Elm Street, between Merrimack-Bridge Streets on Friday, June 5, 1998 from 7:00 PM to 10:00 PM; and permission to make arrangements with the Manchester Police Department to place barriers in designated areas, and close the street to all motor traffic not affiliated with the event, beginning at 6:30 PM; and permission to make arrangements with the Manchester Police and Traffic Departments to provide notice and ensure that all parked vehicles are removed from the designated area by 6:30 PM; and permission to use the parking lot in Arms Park on Saturday, June 6, 1998 from 8:00 AM to 5:00 PM be granted and approved under the supervision of the Police, Fire, Highway, and Traffic Departments.
- AH.** 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 ALDERMAN CLANCY, DULY SECONDED BY ALDERMAN SYSYN, IT WAS VOTED THAT THE CONSENT AGENDA WAS APPROVED.

- E.** Communication from Attorneys Pestle and Miles regarding federal preemption of cable franchising and submitting suggested letters to the FCC.

Alderman Shea asked what impact on cable rates the federal preemption of cable franchising will have.

Solicitor Clark answered right now, under the federal law, the City of Manchester cannot decide the cable rates locally. We do not have that authority. I have not analyzed what this particular change would do yet, but I will and I will get back to you.

On motion of Alderman Shea, duly seconded by Alderman O'Neil it was voted to refer Item E to the Committee on Administration/Information Systems.

J. Resolutions:

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds for various School Department Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of \$5,000.00 for the 1998 CIP 5.30103 Historic Preservation Fund.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds for the 1998 CIP 2.10606 Cultural Diversity Task Force.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of \$7,500.00 for the 1998 CIP 8.30305 Library Renovation Project.”

“Authorizing the Finance Officer to effect a transfer of Eleven Thousand (\$11,000) Dollars from Contingency to the Non-Departmental Employee Medical Services Account.”

“Authorizing the Finance Officer to effect a transfer of Eighteen Thousand (\$18,000) Dollars from Contingency to the Human Resources Department.”

“Authorizing the Finance Officer to effect a transfer of Twenty Thousand (\$20,000) Dollars from Contingency to the Task Force on the Future of Health Care in Greater Manchester.”

Alderman Shea stated there was a resolution that indicated that \$20,000 would go from Contingency to the Task Force on the Future of Health Care in Greater Manchester. I opposed that when it was brought before us and I am still in opposition to that. In lieu of the fact that the Attorney General's report came down, I feel that before we hire a negotiator we should see what the Task Force that is handling that matter has to say about it.

Alderman Wihby moved to refer Item J to the Committee on Finance. Alderman Pariseau duly seconded the motion.

Mayor Wieczorek called for a vote. The motion carried with Alderman Shea duly recorded in opposition.

K. Resolutions Amending the FY1998 CIP, and related Bond Resolutions for projects requested to be expedited, and currently reflected in the FY1999 CIP proposed budget resolution.

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$1,410,000.00) One Million Four Hundred Ten Thousand Dollars for various Park Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$200,000.00) Two Hundred Thousand Dollars for the 1998 Community Improvement Program 5.10155 School/Park Improvement Project.”

“Amending the 1998 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of One Hundred Five Thousand Dollars (\$105,000.00) for the 1998 CIP 5.10252 Downtown Parks Rehabilitation Program.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$2,100,000.00) Two Million One Hundred Thousand Dollars for the 1998 Community Improvement Program 5.10291 Riverwalk Planning and Development Project.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$21,790,000.00) Twenty One Million Seven Hundred Ninety Thousand Dollars for various Airport Authority Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$250,000.00) Two Hundred Fifty Thousand Dollars for the 1998 Community Improvement Program 7.50101A&B Sidewalk Construction Program.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$190,000.00) One Hundred Ninety Thousand Dollars for the 1998 Community Improvement Program 8.20411 Telephone System Upgrade.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$600,000.00) Six Hundred Thousand Dollars for the 1998 Community Improvement Program 8.30341 City Hall Security/Audio/Visual/Other Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$2,350,000.00) Two Million Three Hundred Fifty Thousand Dollars for the 1998 Community Improvement Program 8.30354 School Capital Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$200,000 for the 1998 CIP 5.10155 School/Park Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$350,000 for the 1998 CIP 5.10176 West Memorial Field Improvements.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$560,000 for the 1998 CIP 5.10258 Livingston Park Capital Improvements.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$500,000 for the 1998 CIP 5.10263 Livingston Park Athletic Facility.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$540,000 for the 1998 CIP 7.30279 Ammon Center Parking.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$2,100,000 for the 1998 CIP 5.10291 Riverwalk Planning & Development.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$12,500,000 for the 1998 CIP 7.30281 Terminal Expansion Project.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$750,000 for the 1998 CIP 7.30282 Construct Interim Parking Lot.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$8,000,000 for the 1998 CIP 7.30286 Runway 6/24 Extension.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$200,000 for the 1998 CIP 7.50101 Sidewalk Construction Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$190,000 for the 1998 CIP 8.20411 Telephone System Upgrade.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$600,000 for the 1998 CIP 8.30341 City Hall Security/Audio/Visual/ Other.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$2,350,000 for the 1998 CIP 8.30354 School Capital Improvement Program.”

Alderman Shea asked for an explanation of where and how the \$1,410,000.00 would be used for various park projects.

Mr. MacKenzie answered that the number includes both the existing FY98 projects and the proposed FY99 projects. That is the reason for the number being large. In effect, we are trying to expedite these and get the projects started so we can meet the construction season and save some money and time. In that number, there is an existing amount of money to which they are adding \$910,000 from this year's proposed FY99 budget. The \$910,000 they did split up into two projects. One is \$560,000 for Livingston Park improvements and a second one for \$350,000 for the West Memorial Field improvements.

Alderman Shea asked where the rest of the money is going.

Mr. MacKenzie replied the remaining money is in FY98. \$500,000 for Livingston Park improvements and \$100,000 for West Memorial Field.

Alderman Shea stated according to the amending of the 1998 Community Improvement Program, \$2,100,000 is being authorized and appropriated for the Riverwalk Planning and Development Project. Prouts Park, which is used extensively at least eight months and even during the winter, for sliding, sledding and cross country skiing, has been appropriated \$10,000.

According to my calculations, this is about 1/2%, excluding the \$1.4 million previously discussed. My question is why? Are the constituents in Ward 7 second rate citizens and their children's recreational safety not important? As a Board, are we operating on a "good ole boy" system wherein only the well connected receive the spoils and let the rest of us get the crumbs, like \$10,000 to keep us quiet? It won't work. Note well that economic development must be city-wide and not just restricted to one area of the city because well-groomed and well developed parks in all areas of this City increase the value of properties and also provide safe environments for the many middle, young and senior citizens who use our parks and isn't quality of life for all Manchester the highest form of economic development? The Livingston Park capital improvement project will cost between \$3-5 million and the Mayor's CIP budget appropriated another \$910,000 and because of a generous benefactor, \$500,000 was donated for this project. What has happened to the \$500,000 which was intended to fund this project?

Mr. MacKenzie responded regarding your first question as to how we got to the point where money is being allocated to Livingston Park and West Memorial Field, basically, the process started 15 years ago when Parks & Recreation prepared what they called a RAP, Recovery Action Plan. In that, they took all the park systems and identified the priority needs. The City has since been slowly working on those priority needs. That plan was updated five years ago in order for the City to qualify for certain federal funds. In this year's request and in accordance with that plan, Livingston Park was number one. Number two was West Memorial Field. Then there were projects they requested which were not on this year's listing. The only one that I am not aware was on that listing is Prouts Park.

Alderman Shea asked how long the Riverfront Walk has been on the list.

Mr. MacKenzie answered that one was identified by the Parks & Recreation Department as early as 1981. It was never fully funded at that time. It was not currently on the Parks & Recreation's request list for this fiscal year. The Committee requested that it be provided with \$1.6 million in city money and \$500,000 in private contributions.

Alderman Wihby moved to refer Item K to the Committee on Finance. Alderman Pariseau duly seconded the motion.

Mayor Wiczorek called for a vote. The motion carried with Alderman Shea duly recorded in opposition.

Report of Committee on Administration

M. Recommending after consideration of a communication dated February 25, 1998, from Kevin Clougherty, Finance director, that:

- (1) The City repay certain city employees for legal fees associated with the HTE Overtime issues as follows: \$1,597.00 to Kevin Clougherty, \$1,278.00 to Diane Prew, and an amount not to exceed \$1,600.00 to Hugh Moran. Further, if the

- actual reimbursement amount due Mr. Moran should exceed \$1,600.00, he may submit another request to the Committee on Administration; and
- (2) that the investigation of the Finance Department and HTE Overtime issue be brought to closure with no wrong doing found; and
 - (3) that the request that the Board take necessary steps to immediately reform the current system relative to administrative regulations be reviewed by Human Resources.

A substitute report was submitted reading as follows:

Recommending after consideration of a communication dated February 25, 1998, from Kevin Clougherty, Finance Director, that:

- (1) the city repay certain city employees for legal fees associated with the HTE Overtime issues as follows: \$1,597.00 to Kevin Clougherty, \$1,278.00 to Diane Prew, and an amount not to exceed \$1,600.00 to Hugh Moran. Further, if the actual reimbursement amount due Mr. Moran should exceed \$1,600.00, he may submit another request to the Committee on Administration;
- (2) that the (1994) Special Committee to Investigate the Finance Department be disbanded, and that the record be expunged with no wrongdoing found as a result; and
- (3) that the request that the Board take necessary steps to immediately reform the current system relative to administrative regulations be review by Human Resources.

Alderman Pariseau moved to receive the substitute report of the Committee. Alderman Rivard duly seconded the motion. The motion carried with Aldermen Shea and Cashin being duly recorded in opposition.

Alderman Shea asked did Kevin Clougherty who is asking for legal funds for \$1,500, Diane Prew (\$1,200), and Hugh Moran who has not formally asked, in terms of...were they exempted employees who would lose salaries before of not being...would they lose salaries...they weren't paid overtime salaries, were they.

Alderman Pariseau replied, I don't believe they were, Alderman Shea.

Alderman Shea stated that according to newspaper reports as Vice-Chairman Wihby stated that he was unaware that the Finance Director was told after a non-public session by three Aldermen to seek legal counsel and in today's edition of *The Union Leader* the three had reduced to one and is this is basis of the payment of legal funds because an Alderman did speak to this person.

Alderman Pariseau replied that is correct.

Alderman Shea asked do we know the name of that person, Mr. Wihby.

Alderman Pariseau replied yes, we do.

Alderman Shea asked who is it.

Alderman Wihby stated, your Honor, I don't think that it is necessary that we have to go into name calling or what happened...the intentions of that Alderman coming out of that meeting is what he heard at that meeting and what he felt had happened at that meeting, it wasn't intention to inflict harm on anybody or anything else, so I don't think it matters. We're voting on the money, it doesn't matter what was said except that we do know that it was said.

Alderman Shea stated it does matter because I have something to add because if a school principal who we all received letters from a particular attorney, if he seeks legal counsel, Mr. Wihby, and he calls me...

Alderman Wihby asked what school is it.

Alderman Shea replied I have the name of the principal, but I don't want to disclose it, but if he seeks legal counsel and calls me and asks me if he should and I say he should, should we pay his expenses predicated upon the premise.

Alderman Pariseau stated that is not what happened. After the non-public session, an Alderman went up to the Finance Director and told him that it would be best that he get an attorney because the Board was after him.

Alderman Shea stated so, if everybody who has a legal problem asks an Alderman...

Alderman Pariseau interjected if someone comes to you and says...Alderman Shea, because of some action that you did or didn't do, I would suggest that you call your attorney.

Alderman Shea replied exactly.

Alderman Pariseau stated well, that is exactly what happened.

Alderman Shea stated what I'm saying is that every time somebody asks someone if they should call an attorney and an Alderman says to them, you should call an attorney, will we pay their legal fees.

Alderman Pariseau stated the Finance Director did not ask, the Alderperson went up to the Finance Director and told him that he'd better get an attorney, the Finance Director did not ask.

Alderman Shea stated if I tell someone after a meeting that he should get an attorney, then...

Alderman Pariseau interjected you're libel.

Mayor Wieczorek stated why don't you please address your comments to the Chair, we're not going to have this going back and forth.

Mayor Wieczorek called for a vote on the motion.

Alderman Pariseau moved to accept the substitute report and refer it to the Committee on Finance. Alderman Rivard duly seconded the motion.

Alderman Wihby stated we already voted on the motion.

Mayor Wieczorek stated no, we didn't. We only voted on the substitution of the report.

Alderman Hirschmann asked could I have the City Clerk read a policy of the Board of Mayor and Aldermen to the Board. Read that policy, Leo, and that pertains to what's going on here.

Clerk Bernier read the following into the record:

Obligation of the City for legal services under 30.06.

No city official, department, commission, board, trustee, or other agent of the city shall obligate the city for legal service without first having secured the authorization of the board of mayor and aldermen, therefore, before such a request is presented to the Board of Mayor and Aldermen there shall be submitted to the City Solicitor for his opinion and comment.

At Alderman Cashin's request, a roll call vote was taken on the motion to accept the substitute report. Aldermen Cashin, Thibault, Hirschmann Shea and O'Neil voted nay. Aldermen Wihby, Klock, Reiniger, Sysyn, Clancy, Pinard, Girard, Rivard and Pariseau voted yea. The motion carried.

10. Confirmation of nominations made by Mayor Wieczorek:

Airport Authority:

Gary Rogier to succeed himself, term to expire March 1, 2001.

On motion of Alderman Wihby, duly seconded by Alderman O'Neil, it was voted to confirm the nomination of Gary Rogier to succeed himself as a member of the Airport Authority, term to expire March 1, 2001.

Zoning Board of Adjustment:

William R. Trombly to succeed himself, term to expire March 1, 2001; and

Judith J. Gibson to succeed Marc Pappas as an alternate, term to expire March 1, 2000.

Alderman Pariseau moved to confirm the nominations to the Zoning Board of Adjustment as submitted. Alderman Klock duly seconded the motion.

Alderman Shea stated I don't know who Judith Gibson is, I know Bill Trombly, but I didn't get any background on her.

Mayor Wieczorek stated we did send the resumes out, it was in the agenda

Alderman Girard stated as you're going to take one vote, I would like to say that I would like to be recorded as opposed to Mr. Trombly, but not because I don't think he shouldn't be on that Board, but because I think that Board needs a serious overall even if that means systematically replacing every member that has been there. So, I just wanted it for the record that it's not Mr. Trombly per se that I have a problem with, it's the personality makeup of that Board and I don't think that any sitting member of that Board should be coming back.

Mayor Wieczorek called for a vote on the motion. The motion carried with Alderman Girard duly recorded in opposition.

11. Confirmation of nomination made by the Planning Board:

Southern New Hampshire Planning Commission:
A. Joseph Dion to succeed Victor Goulet, term to expire
June 30, 2000.

Alderman Girard moved to confirm the nomination of A. Joseph Dion to succeed Victor Goulet as a member of the Southern New Hampshire Planning Commission, term to expire June 30, 2000. Alderman Pinard duly seconded the motion.

Alderman Cashin asked didn't we have him on the Zoning Board or an Alternate and he was unable to make any of the meetings.

Alderman Pariseau interjected he was on the Planning Board and did a good job on it.

Mayor Wieczorek stated he was on both boards, the Planning Board and the Board of Adjustment and he did not...as a matter of act I guess he missed three meetings in a row which automatically gets you off.

Alderman Pariseau stated the Southern New Hampshire Planning Commission meets at noon time, so he can make those meetings.

Mayor Wieczorek called for a vote on the motion. The motion carried with Alderman Shea duly recorded in opposition.

Mayor Wieczorek presented the following nominations:

Manchester Development Corporation Board of Directors
Raymond Pinard to succeed himself, term to expire March 11, 2001
Alderman Timothy Reiniger to succeed himself, term to expire
March 11, 2000; and

Alderman Mary Sysyn to succeed herself, term to expire March 11, 2000.

Planning Board:

William R. Trombly to succeed Joan Bennett as an alternate, term to expire
May 1, 2000

As per rules of the Board, the nominations were to layover until the next meeting of the Board.

Alderman Cashin stated we just nominated William Trombly to the Zoning Board of Adjustment and asked is this the same William Trombly.

Mayor Wieczorek replied it is the same William Trombly because we were looking for the liaison from the Planning Board to the Board of Adjustment because there are a lot of issues that come up where you really need someone who is serving on the other Board.

Report of the Committee on Community Improvement

Q. Recommending that the Finance Committee amend the FY1999 CIP Resolutions as follows:

Amend Table 1-1 Federal, State and Other

by adding:

5.10291	Riverwalk Planning and Development	\$500,000. (other)
6.50222	Building Improvement Program	\$ 150,000. (CBDRF)
	Intown Manchester	
8.30354	School Capital Improvement Program	\$150,000.(Impact Fees)
	School Capital Improvement Program Committee	

(Total changes to Table 1-1 = +800,000. for new total of \$8,351,702.)

Amend Table 1-3 City Cash

by changing responsible agency:

8.40304 Information and Referral
from Manchester Consolidated Services
to Southern New Hampshire Services

by increasing:

5.10180 Athletic Field Rehab. Program +\$110,000.
(from \$50,000 to \$160,000.)
*w Fiscal Note: Stevens-\$25,000./Youngsville-\$15,000./
Prouts-\$10,000/Precourt-\$60,000./Misc. \$50,000.*
Planning Department

(Total changes to Table 1-3 = +\$110,000. for new total \$1,527,200.)

Amend Table 1-4 General Obligation Bonds

by eliminating:

5.10176	Parks Capital Improvement Program	-\$910,000.
	Parks, Recreation, and Cemeteries Dept.	
5.10209	Riverwalk Planning, Design, and Permitting	-\$100,000.
	Planning Department	

by decreasing:

8.20410 Motorized Equipment Replacement -\$60,000.

(from \$725,000. to \$665,000.)

Public Building Services

by adding:

5.10176	West Memorial Field Improvements Parks, Recreation and Cemeteries Dept.	\$350,000.
5.10258	Livingston Park Capital Improvements Parks, Recreation and Cemeteries Dept.	\$560,000.
5.10291	Riverwalk Planning and Development Planning Department	\$1,600,000.

(Total changes to Table 1-4=+\$1,440,000. for new total \$15,400,000.)

Amend Table 1-5 Enterprises, Fees and Other Dedicated Sources

by adding:

7.30287	Property Acquisitions (+or- 82 homes, St. Francis, Rte 28 properties) Department of Aviation	\$15,000,000.
7.30288	Program/Construction Management Department of Aviation	\$10,000,000.
7.60327	Amoskeag Hydro Finance Department <i>w/Fiscal Note that operating agency be established prior to final purchase transactions.</i>	\$20,000,000.

by increasing:

7.30280	3000 Space Parking Garage Department of Aviation	(+\$5,000,000.) from \$30,000,000 to \$35,000,000.
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by eliminating:

7.30287	Long Term Parking Lot Expansion Department of Aviation	-\$375,000.
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by changing title:

7.30282	from "Construct Long Term Parking/Meggit Avionics" to "Construct Interim Parking" Department of Aviation	
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(Total changes to Table 1-5 =+\$49,625,000 for new total \$120,580,000.)

The Committee recommends that the Board of Mayor and Aldermen accept the changes outlined in said report and forward same to the Committee on Finance for actions required. The Committee notes that it is still considering further changes to be presented to the Board on March 16, 1998 for consideration.

Deputy Clerk Johnson noted distribution of a substitute report for the Board's consideration that came from the Community Improvement Committee this evening. She stated Item Q which was on the Board's agenda has been substituted which includes up-to-date amendment that the Committee is proposing and I will just walk through what was added on, if you'd like. The first item that was added was Elm Street North Improvement Plan for \$60,000 which is reflected in Table 1-1 due to a donation from a developer; that in City Cash there was merely a change in name from Manchester Consolidated Services to Southern NH Services as the responsible agency. We also had a change in title from Athletic Field Rehab Program to Park Improvement Program which better reflects what the program is now going to encompass. Also changed were titles of the School Recreational Facilities/Parking Lot Facilities to School/Parks Improvement

under Table 1-4. The only other financial changes were to Livingston Park Athletic Facility. It was originally reflected as a full enterprise bond in the amount of \$500,000 and is now being reflected in two separate tables - Table 1-4 (\$170,000) and in Table 1-5 (\$330,000) which was upon the recommendation of the Finance Officer as well as the Planning Director. The Clerk noted that there was also a recommendation that the Resolution be amended by changing all of the project numbers because of the HTE system which would make it easier for administrative purposes.

The substitute report of the Committee on Community Improvement was presented recommending that the Finance Committee amend the FY 1999 CIP Resolutions as follows:

Amend Table 1-1 Federal, State and Other

by adding:

5.10291	Riverwalk Planning and Development	\$500,000. (other)
6.50222	Building Improvement Program	\$ 150,000. (CBDRF)
	Intown Manchester	
6.50220D	Elm Street North Improvement Plan and Design	60,000.
	Highway Department	
8.30354	School Capital Improvement Program	\$150,000.(Impact Fees)
	School Capital Improvement Program Committee	

(Total changes to Table 1-1 = +860,000. for new total of \$8,411,702.)

Amend Table 1-2 HUD

by changing responsible agency:

2.50602	Latin American Center from Manchester Consolidated Services to Southern NH Services
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Amend Table 1-3 City Cash

by changing responsible agency:

2.50615	Voluntary Action Center from Manchester Consolidated Services to Southern NH Services
8.40304	Information and Referral from Manchester Consolidated Services to Southern New Hampshire Services

by changing title and increasing:

5.10180	Athletic Field Rehab. Program to Park Improvement Program	+110,000. (from \$50,000 to \$160,000.)
	<i>w Fiscal Note: Stevens-\$25,000./Youngsville-\$15,000./ Prouts-\$10,000/Precourt-\$60,000./Misc. \$50,000.</i>	
	Planning Department	

(Total changes to Table 1-3 = +\$110,000. for new total \$1,527,200.)

Amend Table 1-4 General Obligation Bonds

by changing title:

5.10155	School Recreational Facilities/Parking Lot Facilities
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to School/Parks Improvement

by eliminating:

5.10176	Parks Capital Improvement Program Parks, Recreation, and Cemeteries Dept.	-\$910,000.
5.10209	Riverwalk Planning, Design, and Permitting Planning Department	-\$100,000.

by decreasing:

8.20410	Motorized Equipment Replacement (from \$725,000. to \$665,000.) Public Building Services	-\$60,000.
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by adding:

5.10176	West Memorial Field Improvements Parks, Recreation and Cemeteries Dept.	\$350,000.
5.10258	Livingston Park Capital Improvements Parks, Recreation and Cemeteries Dept.	\$560,000.
5.10263	Livingston Park Athletic Facility Parks, Recreation & Cemeteries	\$170,000.
5.10291	Riverwalk Planning and Development Planning Department	\$1,600,000.

(Total changes to Table 1-4=+\$1,610,000. for new total \$15,570,000.)

Amend Table 1-5 Enterprises, Fees and Other Dedicated Sources

by adding:

7.30287	Property Acquisitions (+or- 82 homes, St. Francis, Rte 28 properties) Department of Aviation	\$15,000,000.
7.30288	Program/Construction Management Department of Aviation	\$10,000,000.
7.60327	Amoskeag Hydro Finance Department <i>w/Fiscal Note that operating agency be established prior to final purchase transactions.</i>	\$20,000,000.

by increasing:

7.30280	3000 Space Parking Garage from \$30,000,000 to \$35,000,000. Department of Aviation	(+\$5,000,000.)
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by decreasing:

5.10263	Livingston Park Athletic Facility from \$500,000 to \$330,000.	-\$170,000.
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by eliminating:

7.30287	Long Term Parking Lot Expansion Department of Aviation	-\$375,000.
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by changing title:

7.30280	from 3000 Space Parking Garage to Airport Parking Garage Department of Aviation	
7.30282	from "Construct Long Term Parking/Meggit Avionics" to "Construct Interim Parking" Department of Aviation	
8.30356	from Noresco-School Energy Efficiency Improvements to School Energy Efficiency and Other Improvements Public Building Services	

(Total changes to Table 1-5 =+\$49,455,000 for new total \$120,410,000.)

The Committee further recommends that the Resolution be amended by changing project numbers to be consistent with new numbering system to accommodate programming system.

The Committee recommends that the Board of Mayor and Aldermen accept the changes outlined in said report and forward same to the Committee on Finance for actions required. The Committee notes that it is still considering further changes to be presented to the Board on March 16, 1998 for consideration.

Alderman Wihby moved to accept, receive, and adopt the substitute report of the Committee on Community Improvement and refer to the Committee on Finance. Alderman Pariseau duly seconded the motion.

Alderman O'Neil asked for the public hearing, will we get a new updated information booklet.

Mayor Wieczorek replied in the affirmative noting the Board will get one with all of the changes voted on this evening.

Alderman Shea stated the item dealing with the Riverwalk project is divided I take into two...in other words their total is \$2.1 million, is that correct...\$500,000 and \$1.6 million.

Deputy Clerk Johnson stated there is \$1.6 million that is being added under the General Obligation Bonds.

Alderman Shea stated under 5.10291 they have \$500,000.

Deputy Clerk Johnson stated there is \$500,000 under Other funds which is a private donation and then they have \$1.6 million reflected in the City Bond funds.

Alderman Shea stated I'd like to amend that, if I may, either at this meeting or at the public hearing whichever and asked do you want me to amend it now.

Mayor Wieczorek stated you want to move to amend this now.

Alderman Shea replied yes, I'd like to move to amend that.

Alderman Reiniger interjected we're referring this to the Committee on Finance, why don't we just discuss changes there.

Deputy Clerk Johnson stated this report will not amend the Resolution, the physical amendments will occur in the Finance Committee, this is a motion to accept the report in its entirety.

Mayor Wieczorek called for a vote on the motion. There being none opposed, the motion carried.

A second report of the Committee on Community Improvement was presented recommending that Appropriating Resolution:

“Approving the Community Improvement Program for 1999, Raising and Appropriating Monies Therfor, and Authorizing Implementation of Said Program”

be referred to the Committee on Finance for further consideration and amending as may be required.

Alderman Wihby moved to accept the second report of the Committee on Community Improvement. Alderman Pinard duly seconded the motion.

Mayor Wieczorek asked is there any discussion on the report.

Alderman O’Neil asked which report is this again.

Deputy Clerk Johnson replied the report recommending that the Resolution be referred to the Committee on Finance where amendments would be made.

Mayor Wieczorek called for a vote on the motion. There being none opposed, the motion carried.

Alderman Wihby stated I don’t know if I should do this here, your Honor, or if maybe I should do this in Finance, but I’ll bring it up now. In the CIP budget, in your number, you have I think eleven (11) cruisers and we found out that if we can go ahead and do it early, put an order in before April 4th we can save a lot of money. So, I don’t know if it should come up here or if it has to be referred to Finance so we can authorize them to go ahead and do up to eleven cars and buy them by April 4th.

Mayor Wieczorek stated they need to get it so they can order them by April 4th which is the absolute deadline; that they would be purchased out of the FY99 money, but had to be ordered by April 4th.

Mr. Sherman stated there is no guarantee that you will fund it. But they need to order those to get them at a certain time to get them at this year’s prices. They can have the vehicles in service seven or eight months earlier than waiting to go through the appropriation process.

Alderman Wihby noted that they were looking for 17, and this would be authorizing up to 11, and this Board will decide later if they are going to do additional ones or not.

Alderman O’Neil asked why Police had given it to Alderman Wihby today.

Alderman Wihby responded that they had spoken about it at the last meeting, everyone had thought the contract was over, but they found out yesterday they could still get in on the bidding.

Alderman O'Neil asked how much the savings were. Mayor Wieczorek responded \$10 to \$15,000.

Alderman Wihby noted it was provided they went out before April 4 to save the money.

Mayor Wieczorek noted with the mileages on the vehicles they needed replacement.

Solicitor Clark advised that if they authorized Police to proceed tonight, Mr. Houle would be entering a contract which the Board has authorized and will require the Board to appropriate the money in some form for the next budget.

Alderman Wihby noted that the CIP budget presently had 11 cars in it, it was in the numbers that they would be okaying. What the Board will decide once they have police, is whether they wanted to give them additional vehicles or not.

Alderman O'Neil asked does this solve the problem with regard to the officers on federal money and a lack of vehicles for them, or was this just replacing existing.

Deputy Chief Robinson replied the request in their budget was for 16 replacement vehicles, on the second page of the letter, and also requested 19 and 20, they were requesting for two additional vehicles. He noted that during the day time especially Monday through Friday, a lot of the officers don't have any cars, investigators, school officers, they did not have enough vehicles, our compliment has increased but our vehicle fleet has not increased.

Alderman O'Neil asked if it was correct to state that for many of the officers under federal programs, they did not have vehicles.

Deputy Chief Robinson responded we are obligated under some of our grants, for example with the MHA, they are obligated to make sure that those officers working the projects in the City or housing developments, have a vehicle, and there are times they have difficulty providing a marked unit for them.

Alderman O'Neil commented so this did not resolve that problem, it just replaces every day cruisers.

Deputy Chief Robinson said that's right, what it will do, in the normal course of business they would approve the appropriation in July, they would not be able to order the vehicles until late December, early January. Last year the Board approved seven vehicles which police just took

possession of, they were just delivered and it would take four to six weeks to get the equipment changed over to get them on the street.

Alderman Girard asked how many vehicles is the department short of being able to satisfy the federal requirements.

Deputy Chief Robinson responded we presently have, what we are looking for this year, two additional cars, we feel with two additional cars, that would assist and help them. In response to further questions, Deputy Robinson advised that for regular route cars they had 40; that the fleet was 54 cars including the armored personnel carrier, the SRT van, the crime scene van, etc.

Mayor Wiczorek questioned Mr. Houle commenting the number was originally ten as he recalled.

Mr. Houle concurred stating the numbers in the CIP were between he and the Mayor they had not been presented anywhere. The Police Department was actually requesting about 22 vehicles. They are not satisfied with the 10 but he thought 10 would be a safe number that everyone would agree on, and the rest could follow in a normal cycle. Part of what I have also asked here is that these... there are currently 22 cars out in the City recycled cruisers being used by other departments that are basically 1988's to 1992's. He was asking that these ten, that Police would turn in, be turned back over to the department we would recycle some of these later model cars to the departments and that would help get them through this year. If there is an issue with expanding the Police fleet he would ask they wait for the normal budget process for that. He was aware they were not happy with the number 10, but it would significantly improve their fleet by eight months and if they did this for two or three years, they would see significant upgrades in the quality of the police cruisers, they will have less mileage when being turned in.

Alderman Wihby moved to approve proceeding with purchase of 11 vehicles.

Alderman Cashin noted that the letter reflected the Mayor recommending the first 12 items.

Alderman Wihby noted that two were not cars.

Mayor Wiczorek noted one was a van, and one was a truck and they were not talking about that, they were talking about the police package.

Deputy Chief Robinson stated that they had submitted the list in order of preference, and when he spoke with Mr. Houle this afternoon they were talking ten vehicles which we were happy with, he had eliminated in the conversation vehicles 1 and 2 which was at the top of the list. Vehicle 1 was an 11-passenger van which they would not invest any more money in, it was rusted and needed to be replaced, was sometimes used for prisoner transport and was used for getting contingents of men around; that the second vehicle was the patrol wagon which they

move the prisoners on and was a 1993, was on the street 24 hours-a-day, so the concern was that they were being given #3 through #12 but there was no talk about 1 and 2. There was talk about getting it in the budget process but he was worried about saying yes to those ten and not replacing the top 2 items.

Alderman Wihby asked if they could get a truck and a van by state contract.

Mr. Houle responded he did not think so, the short answer was he did not know, but they were specialized items.

Alderman O'Neil stated he wanted to them to go on record, with regard to recycling the cruisers, he felt there was a need in the Police Department to maybe keep those vehicles and increase the fleet.

Deputy Robinson responded they would like to increase the fleet, that why they asked for two additional cars.

Alderman O'Neil noted that they were not always utilizing their officers the best they could because they did not have enough vehicles.

Mayor Wiczorek felt the Committee on Public Safety should give it some consideration.

On motion of Alderman O'Neil, duly seconded by Alderman Shea, it was voted to refer the matter of the need for additional cruisers to the Committee on Public Safety.

Alderman Wihby moved to authorize the purchase of up to 11 vehicles. Alderman Klock seconded the motion. The motion carried with none recorded in opposition.

Mayor Wiczorek addressed item 8:

A report of the Committee on Community Improvement was presented recommending that:

- 1) the Board of Mayor and Aldermen order a petition for discontinuance of a portion of Harvey Road to Road Hearing on April 28, 1998 at 5:30 PM; subject to the Airport Director providing the Clerk a complete listing of all abutters to the property in question;
- 2) that the Board of Mayor and Aldermen order a public hearing for the purpose of determining Public Need with regards to the extension of Runway 6-24 and improvements to Runway 17-35; and
- 3) that the Board of Mayor and Aldermen authorize the use of eminent domain (condemnation) to acquire the necessary property rights in the event good faith negotiations with the property owners fail, subject to

the Board finding a Public Need following the Public Hearing on the Runway 6-24 and Runway 17-35 project.

Alderman Pinard moved to accept the report. Alderman Sysyn seconded the motion.

Alderman Cashin commented that he did not think item three needed to be done at this time; that the public hearing should be held first.

Alderman Clancy noted that this was the properties in the vicinity of Harvey Road not the mitigation project.

Alderman Cashin stated he understood but felt it was not necessary to do item three at this time, feeling they should wait to go to eminent domain until the public hearing was held noting he was very reluctant to go to a public hearing when already asking to go through eminent domain and felt there was a conflict.

Alderman O'Neil stated that he concurred with Alderman Cashin and questioned if the King property would be at the same hearing.

Alderman Pariseau noted that there would be a special meeting following the hearing.

Deputy Clerk Johnson stated that the first item on the report was a road hearing which would be on the discontinuance petition. The second item was a public hearing and there was discussion in CIP Committee tonight, it was initially scheduled for April 14, there was a conflict and the Clerk will have to come up with a date and time that will meet all of the certifying requirements. My understanding from the discussion going forward this evening is that the Board would like to have the third portion deleted from the report.

Mayor Wieczorek asked if they had not sent that item already earlier in the evening.

Deputy Clerk Johnson responded that this was a different item, the other was a mitigation project. She noted that following the public hearing the Board would traditionally hold a special meeting of the Board anyway, they can find a need at that time and at that time can authorize the rest of the process.

Alderman O'Neil stated to the Clerk, item two just has to do with the Harvey Road section of the project.

Deputy Clerk Johnson responded yes, in my understanding from what was presented to the CIP Committee, in order to do the Harvey Road, they have to move Harvey Road out of the way of the runway. This was not the mitigation project. Deputy Clerk Johnson stated that items one and two on the report were related to the Harvey Road project.

Alderman O'Neil asked if they had addressed the wetlands mitigation problem.

Alderman Wihby stated yes at the beginning of the meeting.

Alderman O'Neil asked when they would set the date for the public hearing.

Deputy Clerk Johnson advised it would be held the same night as the one before them at present.

Alderman Girard noted that the Board in adopting would not be saying they would be going to eminent domain, it said they would go to it if the Board found a public need after the hearing, and questioned if the property discussed at the beginning of the meeting was going to go with the same language, so everyone was clear that it was there to find public need, and if public need is found the Board can authorize eminent domain if needs to.

Alderman Pinard withdrew his motion.

Alderman Pinard moved to amend the report by deleting item three of the report and accepting items one and two of the report, and to accept the report with the amendment. Alderman Sysyn seconded the motion. The motion carried with Alderman Girard duly recorded in opposition.

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

Mayor Wieczorek called the meeting back to order.

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

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds for various School Department Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of \$5,000.00 for the 1998 CIP 5.30103 Historic Preservation Fund.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds for the 1998 CIP 2.10606 Cultural Diversity Task Force.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of \$7,500.00 for the 1998 CIP 8.30305 Library Renovation Project.”

“Authorizing the Finance Officer to effect a transfer of Eleven Thousand (\$11,000) Dollars from Contingency to the Non-Departmental Employee Medical Services Account.”

“Authorizing the Finance Officer to effect a transfer of Eighteen Thousand (\$18,000) Dollars from Contingency to the Human Resources Department.”

“Authorizing the Finance Officer to effect a transfer of Twenty Thousand (\$20,000) Dollars from Contingency to the Task Force on the Future of Health Care in Greater Manchester.”

ought to pass; and further that Resolutions:

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$1,410,000.00) One Million Four Hundred Ten Thousand Dollars for various Park Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$200,000.00) Two Hundred Thousand Dollars for the 1998 Community Improvement Program 5.10155 School/Park Improvement Project.”

“Amending the 1998 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of One Hundred Five Thousand Dollars (\$105,000.00) for the 1998 CIP 5.10252 Downtown Parks Rehabilitation Program.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$2,100,000.00) Two Million One Hundred Thousand Dollars for the 1998 Community Improvement Program 5.10291 Riverwalk Planning and Development Project.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$21,790,000.00) Twenty One Million Seven Hundred Ninety Thousand Dollars for various Airport Authority Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$250,000.00) Two Hundred Fifty Thousand Dollars for the 1998 Community Improvement Program 7.50101A&B Sidewalk Construction Program.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$190,000.00) One Hundred Ninety Thousand Dollars for the 1998 Community Improvement Program 8.20411 Telephone System Upgrade.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$600,000.00) Six Hundred Thousand Dollars for the 1998 Community Improvement Program 8.30341 City Hall Security/Audio/Visual/Other Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of (\$2,350,000.00) Two Million Three Hundred Fifty Thousand Dollars for the 1998 Community Improvement Program 8.30354 School Capital Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$200,000 for the 1998 CIP 5.10155 School/Park Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$350,000 for the 1998 CIP 5.10176 West Memorial Field Improvements.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$560,000 for the 1998 CIP 5.10258 Livingston Park Capital Improvements.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$500,000 for the 1998 CIP 5.10263 Livingston Park Athletic Facility.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$540,000 for the 1998 CIP 7.30279 Ammon Center Parking.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$2,100,000 for the 1998 CIP 5.10291 Riverwalk Planning & Development.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$12,500,000 for the 1998 CIP 7.30281 Terminal Expansion Project.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$750,000 for the 1998 CIP 7.30282 Construct Interim Parking Lot.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$8,000,000 for the 1998 CIP 7.30286 Runway 6/24 Extension.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$200,000 for the 1998 CIP 7.50101 Sidewalk Construction Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$190,000 for the 1998 CIP 8.20411 Telephone System Upgrade.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$600,000 for the 1998 CIP 8.30341 City Hall Security/Audio/Visual/ Other.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$2,350,000 for the 1998 CIP 8.30354 School Capital Improvement Program.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of \$1,782,500.00 for the 1998 CIP 7.30285 Relocate Harvey Road at Rte. 28.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of \$1,782,500 for the 1998 CIP 7.30285 Relocate Harvey Road at Rte. 28.”

ought to pass and layover.

Alderman Reiniger moved to accept, receive and adopt the report of the Committee on Finance. Alderman Pariseau duly seconded the motion. There being none opposed the motion carried.

Deputy Clerk Johnson noted that the Committee on Finance did not recommend this item but the Clerk requested a motion that the Board refer the amendments made in Finance Committee to public hearing for discussion.

On motion of Alderman O’Neil, duly seconded by Alderman Klock, it was voted to refer the amendment information to the public hearing on CIP for discussion.

- 17.** Communication from Alderman Girard requesting the Board take an action rescinding “A Resolution in Support of the Proposed Merger Between Fidelity Health Alliance and Elliot Health System.” in light of the recent report by the Attorney General, and requesting that action rescinding the resolution be forwarded to all parties receiving the original resolution of support.
(Note: the only official copy of the resolution was issued to Optima and the Clerk is not aware of any other distributions of the document).

Alderman Pariseau stated he considered this a grandstanding issue and moved that the communication be received and filed. Alderman Wihby duly seconded the motion.

Mayor Wieczorek stated he had called the Attorney General last week after the report was issued and he did call him back from Washington; he was at a meeting in Washington. Mayor Wieczorek stated he requested that the Attorney General come to the meeting today that was being held with the task force; that the Attorney General had notified him late today that he was not able to come but had sent a letter that would be read to the task force at the meeting tonight. Mayor Wieczorek stated he thought they should give this thing an opportunity to see where it goes.

Alderman Girard stated he was sorry Alderman Pariseau thinks this is grandstanding but the fact of the matter is that this Board is officially on record with this community and anywhere else that Optima Health may have sent this resolution to as it was going through its anti trust procedures with the Justice Department in Washington and anywhere else; that this Board is officially on record in having supported that merger and in light of the Attorney General's finding that this Board was deceived I thought it would be appropriate for this Board to rescind that resolution and find out where it may have been sent to show support and let it be known that the support has been revoked for the reasons found in the Attorney General's office. Alderman Girard stated this was his intent.

Alderman Shea stated he was asking them to vote for something that even the City Clerk cannot produce, a doctrine relating to the resolution, and in the light of pending court action, he felt they should not bother with this at this time.

Alderman Cashin stated having made the motion, and he believed there was only three aldermen still left, Alderman Wihby, Pariseau and himself; this was not the resolution that we made the motion on. I don't know where this came from but this is not the motion he made. This says Manchester is too small a community to support two separate hospitals, we never agreed to that. He did not know where this came from, but what the Board agreed to was a merging of Fidelity Health and Health Alliance supporting the merging of support services and administrative services and keeping two individual hospitals. That was the motion, that was what we passed on. I would never have made a motion to this effect.

Alderman Pariseau stated he brought that to the attention of the City Clerk and she is going to check it out. Because I agree with Alderman Cashin, the vote that evening was to consolidate the purchasing people at Elliot and CMC, have one personnel department, one payroll, and that sort of activity, never did that motion to consolidate CMC and Elliot come to this Board.

Alderman Girard stated he agreed with what Alderman Cashin and Pariseau have said, and that's why he asked that the resolution be rescinded. He had read the minutes from the September 7, 1993 meeting where Mr. Cholette and Mr. Ryan came before this Board to explain what they wanted to do. The resolution was not attached to those minutes so I called the City Clerk's office for a copy of the resolution that was in fact adopted, and what is in the agenda is what was included which is why I asked that it be rescinded. I'm not saying anybody here knowingly endorsed this. I don't think given what has happened, if you read the minutes of the

September 7 meeting it is very clear that what Alderman Cashin and Alderman Pariseau are saying is exactly right, but that is why he thought the motion to rescind the resolution should be taken.

Mayor Wieczorek advised that he had a motion to receive and file and called for a vote on the motion. The motion carried with Alderman Girard recorded in opposition.

Alderman Shea stated in terms of that item he asked that all of the aldermen send a loud and clear message to the task force on the future of health care, that we are in agreement with the will of the community as evidenced by two referendum votes that there be two fully staffed and fully maintained acute care facilities in Manchester, one at CMC and one at the Elliot, therein returning these two hospitals to their status prior to consolidation attempts by Optima Health.

Alderman Shea stated what I am asking is that we support the people in our community who overwhelmingly said twice that they wanted two fully staffed and fully maintained facilities, and he wanted to make the motion. Alderman Thibault duly seconded the motion.

Mayor Wieczorek stated I know what you want, and the purpose of having the task force is to try to work through all of these issues, that's the purpose of forming it. We tried to get it as broadly represented as we could. The Attorney General issued his report. The Attorney General said that this is a great step moving in the right direction to have the task force begin to deal with the problem. So what is the result going to be. I don't know what the result is going to be, but everything is on the table, that is what Optima said.

Alderman Shea stated including my motion.

Alderman Thibault stated it seems to me that we are trying to second guess what the people said in the referendum. The people in the referendum, and I believe it was twice, that they said that they wanted two acute care hospitals and we seem to be knit picking and chopping at that constantly. I think the task force may be a very good idea. The only thing is, we are still playing with what the people said. The people of Manchester, that we represent, said they wanted two acute care hospitals, end of story, that is where it should stop. They want two acute care hospitals and I seconded the motion.

Mayor Wieczorek advised he had the motion on the floor and called for a vote. A roll call vote was taken at the request of Alderman Thibault. Aldermen Thibault, Hirschmann, Wihby, Reiniger, Sysyn, Clancy, Pinard, Shea, O'Neil, Rivard, and Pariseau voted yea. Alderman Klock and Cashin abstained. Aldermen Girard voted nay. The motion carried.

18. Resolutions:

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds for various School Department Projects.”

“Amending the 1998 Community Improvement Program, authorizing and appropriating funds in the amount of \$5,000.00 for the 1998 CIP 5.30103 Historic Preservation Fund.”

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“Authorizing the Finance Officer to effect a transfer of Eleven Thousand (\$11,000) Dollars from Contingency to the Non-Departmental Employee Medical Services Account.”

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“Authorizing the Finance Officer to effect a transfer of Twenty Thousand (\$20,000) Dollars from Contingency to the Task Force on the Future of Health Care in Greater Manchester.”

On motion of Alderman Wihby, duly seconded by Alderman Girard, it was voted to dispense with the readings of the resolutions.

Alderman Clancy moved that the Resolutions pass and be Enrolled. Alderman Reiniger duly seconded the motion. The motion carried with none recorded in opposition.

NEW BUSINESS

A report of the Committee on Administration was presented recommending that the Information Systems Director be authorized to issue requests for proposals, rather than sealed bids, for the purchase of telephone systems for City Hall/Annex and other City department sin accordance with the City’s procurement code.

Alderman O’Neil moved to accept, receive and adopt the report of the Committee. Alderman Shea duly seconded the motion. There being none opposed, the motion carried.

A communication from the Public Works Director was presented advising that the City will receive \$190,593 in disaster relief reimbursements for the general fund; and requesting the Board approve transferring funds from operational expenses to other accounts within the Highway Department budget as follows:

- a) \$100,000 for street resurfacing
- b) \$25,000 for a street crack-sealing bid
- c) \$250,000 for equipment replacement (subject to approval by CIP consistent with MER purchases).

On motion of Alderman Rivard, duly seconded by Alderman O’Neil, it was voted to approve the request to transfer funds as outlined by the Clerk.

Deputy Clerk Johnson stated that the Board took up the issue of setting a public hearing on the mitigation project at the Airport, and requested to clarify that the intent of that motion was that the Board of Mayor and Aldermen order a public hearing for the purpose of determining public need with regards to the mitigation project. Mayor Wieczorek and members of the Board so concurred this to be the intent.

Alderman O'Neil asked what the status was of the Lake Shore/Chandler School.

Mayor Wieczorek responded that the Lake Shore deal was all over; that the reps for the realtor called and said they had another offer, a higher offer, so he had discussed it with the superintendent. Mayor Wieczorek stated that the superintendent said that with the offer that came in and with what we thought it would cost to renovate it, that it was beyond the dollar amount that we had. Mayor Wieczorek stated maybe it was good because it would stay on the tax rolls too and the superintendent was working on that problem, because it was a high priority that they take care of the Chandler problem.

Alderman O'Neil noted they had an obligation to the students there to do something, it's been dragging on too long.

Mayor Wieczorek stated it would be all set by next September he thought, noting the Superintendent was meeting with the Easter Seal people.

Alderman O'Neil asked if that was a temporary solution or a permanent solution. Mayor Wieczorek responded it would be for a couple of years.

Alderman Hirschmann stated he wanted to make a referral to the Mayor's Office for the next budget. He commented with regard to the travel process in the last budget they had placed the funds in a travel pool and it was not right the way it was now. Alderman Hirschmann noted there was a pool of money set aside for travel and the Accounts committee was not aware of what requests had been made in the budget process last session. Following brief discussion it was noted that the change had been made to return travel funds to the departmental budgets for the coming year.

- 20.** Communication from the Chief Negotiator requesting to meet with the Board for a negotiation strategy session.

On motion of Alderman Pinard, duly seconded by Alderman Klock, it was voted to recess the meeting for a negotiation strategy session with the Chief Negotiator.

Mayor Wieczorek called the meeting back to order.

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

A True Record. Attest.

City Clerk