

## BOARD OF MAYOR AND ALDERMEN

**May 18, 1999**

**7:30 PM**

Mayor Wieczorek called the meeting to order.

Mayor Wieczorek called for the Pledge of Allegiance, this function being led by Alderman Pariseau.

A moment of silent prayer was observed.

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

Present: Aldermen Wihby, Klock (arrived late), Sysyn, Clancy, Pinard,  
O'Neil, Girard, Shea, Rivard, Pariseau, Cashin, Thibault, Hirschmann

Absent: Aldermen Reiniger

Mayor Wieczorek stated the "Spirit of Manchester" Award is an award we present on a monthly basis to some worthy recipient. The Kiwanis Club is the May recipient of the "Spirit of Manchester" Award. The Kiwanis Club's long-term mission is to assist with issues related to children's needs. The Kiwanian's are being recognized for their donation of a new dental van to the City of Manchester Health Department. This is a financial donation of approximately \$100,000. President Greg Flegle will accept the award on behalf of the organization and we're pleased to present you with the "Spirit of Manchester" Award and on behalf of the City of Manchester we greatly appreciate it. The results of the most recent City of Manchester health assessment and public improvement program indicated that children from low-income school neighborhoods had twice the prevalence of obvious tooth decay as compared to all other school neighborhoods. Upon learning about the significant problem that poor dental health poses for many Manchester children the Kiwanis Club of Manchester targeted this children's issue as one that it should address. The Kiwanians proposed that they replace the 30-year old Department of Health dental van with a new modern vehicle. The new dental van will be dedicated to the City of Manchester this evening at our meeting of the Board of Mayor and Aldermen. We were out there to take a look at the van and it is a wonderful thing and I'm really very pleased that on behalf of the City we were able to accept the contribution that was made by the Kiwanis Club and this is just an indication of what happens here in the City with people working every day to make the City a better place and this is just another example of that occurring. So, I just wanted to make sure that the folks who are going to be watching on Channel 16, our Community Television channel would know that the City really appreciates the fact that the Kiwanis Club has made a contribution of \$100,000 to purchase a van that is going to be used to treat perhaps 9,000 children and that's a wonderful thing. So, my thanks again on behalf of a grateful City.

Mr. Flegle stated thank you, your Honor. If I could say just a couple of words as President of the Manchester Kiwanis Club, we are very pleased and very honored to be recognized by the group For Manchester with their "Spirit of Manchester" Award. We are a group of volunteers,

we have a strong history in the City, we've been around for about 78 years or so and we are currently about 85 members strong and I think what maybe sets Kiwanis apart from a lot of the other fine organizations in the City is that our main focus has always been on children both here, regionally and at times internationally. But, here in the City of Manchester we've had some major funding initiatives over the last 78 years or so such as Webster House, the VNA Child Care Center, more recently Child Health Services and I'd like to encourage all of you to join us as Kiwanians, it can offer you a lot of fun, the opportunity to meet some people and do some great things for children in Manchester. Speaking of that we meet on Wednesdays at The Chateau Restaurant for lunch and we'd love to have some more of you as members and, of course, we can't do any of it without raising money in the community and we have a number of different fund raisers throughout the year. One of our most important is coming up June 5th, so I wanted to get a quick commercial in here if I could. On Saturday, June 5th is our Annual Auction at the Webster House and run from about ten to three. You'll have the opportunity to purchase a number of fine items there such as a car that we've had donated this year, lots of electronic equipment, gift certificates, sporting equipment and we would encourage any of you to attend that day and hopefully we'll get some good weather and raise some great money to help pay for this dental van and other Kiwanis causes. In closing if I could just ask all the Kiwanis Club members to please rise and maybe we could just give everyone around a hand.

Mayor Wieczorek stated thank you, Greg, you have a great club and we wish you every success in the future.

### **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 the Department of Highways**

- A. Bell Atlantic petition #922081

### **REFERRALS TO COMMITTEES**

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

- D. Communication from the Assumption Greek Orthodox Church seeking authorization for the placement of a banner across Hanover Street, between Chestnut and Elm Streets, announcing GreekFest '99 from August 1 - 22, 1999.
- E. Communication from OGBE Communications, on behalf of Healthsource NH, seeking authorization for the temporary placement of a 60-foot banner across Elm Street on August 12, 1999 marking the start of the 7th Annual Healthsource Corporate Road Race; and further requesting the closure of Merrimack Street, from Elm to Chestnut Streets beginning at 12:00 noon.  
(Note: concurrent referral to the Committee on Traffic/Public Safety.)

### COMMITTEE ON BILLS ON SECOND READING

- F. Communication from the Director of Planning submitting a proposed Zoning Ordinance update.

### COMMITTEE ON COMMUNITY IMPROVEMENT

- H. Communication from the Manchester Water Works Director submitting a renewal lease between the City, Manchester Water Works and Fairhaven Baptist Church.

### COMMITTEE ON FINANCE

- I. Resolutions:

"Amending the 1998 and 1999 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Thirty Three Million, Four Hundred Sixty Nine Thousand Dollars, (\$33,469,000) for Various MAA Projects."

"Authorizing the Finance Officer to effect a transfer of Sixty-Five Thousand (\$65,000.00) Dollars from Contingency Account and Thirty Thousand, Thirty (\$30,030.00) Dollars from Salary Adjustment to FY1999 Public Building Services."

- J. Bond Resolutions:

"Authorizing Bonds, Notes or Lease Purchases in the amount of Six Hundred Seventy Three Thousand Dollars (\$673,000) for the 1998 CIP Project 730281 Terminal Expansion Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Twelve Million, Eight Hundred Fourteen Thousand Dollars (\$12,814,000) for the 1998 CIP Project 730286 Runway 6/24 Expansion Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Two Hundred Forty Thousand Dollars (\$240,000) for the 1999 CIP Project 730399 Ammon Center Parking Lot Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Eight Million, Forty Thousand Dollars (\$8,040,000) for the 1999 CIP Project 730499 Airport Parking Garage Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Five Million, Six Hundred Forty Seven Thousand Dollars (\$5,647,000) for the 1999 CIP 731299 Property Acquisitions Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of One Million Dollars (\$1,000,000) for the 1999 CIP Project 731399 Runway 17/35 Airside Project."

- K. Bond Resolutions:

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$250,000 for the 2000 CIP 710100 Annual Right of Way Reconstruction."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$250,000 for the 2000 CIP 710200 Intersection Improvement Program."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$200,000 for the 2000 CIP 740200 Storm Drainage Improvement Program."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$3,350,000 for the 2000 CIP 830100 Phase III Building Expansion - Police."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$175,000 for the 2000 CIP 830500 Main Library Renovations."

#### **SPECIAL COMMITTEE ON AIRPORT ACTIVITIES**

- L.** Communications from southend residents requesting that the City and Airport Authority conduct a public hearing regarding Airport expansion and purchase of properties.

#### **REPORTS OF COMMITTEES**

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

- M.** Advising that it has accepted the enclosed reports from the Board of Assessors and is submitting same to the Board for informational purposes.

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

- N.** Recommending that Ordinance:

"Amending the Code of Ordinances of the City of Manchester by adding to Chapter 39: Procurement Code a provision to allow the City to contract for services required by the City."

ought to pass as amended.

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

- O.** Recommending that the 1998 and 1999 Community Improvement Program be amended and that funding be transferred, authorized and appropriated totaling \$33,469,000 for various Manchester Airport Authority projects as follows:

1998 730281 Terminal Expansion project  
1998 730282 Construct Interim Parking  
1998 730286 Runway 6/24 Expansion project  
1999 730399 Ammon Center Parking Lot Project  
1999 730499 Airport Parking Garage Project  
1999 731299 Property Acquisitions Project  
1999 731399 Runway 17/35 Airside Project

and for such purpose resolutions and budget authorizations have been submitted

- P.** Recommending that a petition for discontinuance of a portion of McQuesten Street be denied and that the Board of Mayor and Aldermen find that same has been released from public servitude under the provisions of RSA 231:51.
- Q.** Recommending that a request for a sewer abatement for property located at 50-52 Orange Street be granted and approved in the amount of \$409.20. The Committee notes that such amount was recommended to be abated by the Environmental Protection Division of the Highway Department.

**COMMITTEE ON TRAFFIC/PUBLIC SAFETY**

- R.** Recommending that a request to hold the second annual "Blues Festival" on Saturday, June 26, 1999 from 10:00 AM until 8:00 PM in the parking lot located behind Duffy's Tavern and across from the Black Brimmer; and to block off Lowell Street from the corner of Elm/Lowell up to Kosciuszko/ Lowell and including the alleyway behind Duffy's Tavern from regular traffic flow be granted and approved, subject to review and approval of the Highway, Fire, Police and Traffic Departments.
- S.** Recommending that various requests as outlined below for the Downtown Farmer's Market every Thursday, from June 24 through October 21, 1999:
- a) closure of Concord Street, between Pine and Chestnut Streets, to motor vehicle traffic from noon through 8:00 PM for each of the weekly markets; and
  - b) a parking ban on both sides of Concord Street, between Pine and Chestnut Streets for the entire day of each of the weekly markets
- be granted and approved, subject to review and approval of the Highway, Fire, Police and Traffic Departments.
- T.** Recommending that various requests as outlined below for an arts and music event on Hanover Street in conjunction with the Downtown Farmers' Market and the Manchester Summer Concert Series to be held Thursdays on July 8, 15, 22, 29; August 5 & 19, 1999 from 6:00 PM to 10:00 PM:
- a) closure of Hanover Street (between Chestnut and Elm Streets) from 5:00 PM to 11:00 PM; and
  - b) a "No Parking" ban be placed in effect beginning at 3:00 PM
- be granted and approved, subject to review and approval of the Highway, Fire, Police and Traffic Departments.
- V.** Recommending that a request from the Manchester Veteran's Council to close Elm Street and all side streets from Clarke to Granite Streets on Monday, May 31, 1999 from 1:30 PM to 4:00 PM in conjunction with the Memorial Day Parade be granted and approved, subject to review and approval of the Highway, Fire, Police and Traffic Departments.
- W.** Advising that they have accepted Concept C of the CLD Consulting Engineers, Inc. report regarding modified parking on Commercial Street as enclosed herein.
- Y.** 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 O'NEIL, DULY SECONDED BY ALDERMAN WIHBY, IT WAS VOTED THAT THE CONSENT AGENDA BE APPROVED.**

- B.** Copy of a press release issued by Manchester Community Television advising that Manchester Community TV is the recipient of a national award for public access programming.

Alderman Thibault moved that the Board send a letter to MCTV for the honor that was just bestowed upon them as being one of the finest Community Television stations in the nation. Alderman Cashin duly seconded the motion. There being none opposed, the motion carried.

- C.** Communication from Deputy Finance Officer Sherman responding to inquiries made by Alderman Clancy at the April 20th meeting of the Board relative to departmental usage of the HTE system.

Alderman Shea stated I would like a couple of questions to be answered by the Finance Office, Randy Sherman, please. Mr. Sherman this is in regard to the letter and your response and I have a couple of questions you might answer. Which departments are using all aspects of the HTE system, do you have that.

Mr. Sherman replied the only one that I am aware that is using all of them that are currently up and running is the Highway Department.

Alderman Shea stated the second question is what impact is underutilization of the HTE system having on our City government's operations.

Mr. Sherman asked which part of the operations. I'm not sure I understand the question, Alderman.

Alderman Shea stated because different departments are not utilizing the full extent of the HTE system that must have an impact on your department and on their department in a sense because we're paying for this to do certain types of functions and they're not being done apparently because if the system isn't being used or utilized then there must be either lost time in terms of manpower or redundancy in terms of different types of things.

Mr. Sherman stated I think we're having an efficiency problem. Work is getting done. What a lot of departments have done is reverted back to some offline systems, they're keeping separate reports, they're keeping separate spreadsheets. We think a lot of that work can be done in real time using the system. We've obviously spent a lot of time getting this system up and running, we've spent a lot of time trying to do a lot of catch up work. Now, that we have the audit behind us, now that our reconciliations are right up through the end of March, in most cases, depending on the item we're to the point where we can go out and work hand-in-hand with each individual department and get them up on the modules that they're not using. Since my letter went out I have had a number of calls from the departments. A lot of them are looking forward to getting on the other modules, they know they're not using them. Some have tried to use some of the other modules and just don't have the in-house expertise to be able to get them up and running. So, again, they revert back to their old systems. But, I think this is a time that we really can start moving forward and getting the most out of this system.

Alderman Shea stated you have indicated that there will be assistance given to any department that is willing to accept that assistance.

Mr. Sherman replied yes. What we've done in-house is assigned departments to specific individuals, so they can hopefully get as intimate with the departments as they can. Intimately familiar with how they operate, what type of management reports they need. The system has a lot of detail, requires a lot of input if you want to get the information out and because we work with 30 odd departments, we tend to know the system a little bit better than some of the other departments...Highway has offered us some assistance because as far as work orders Finance

has never used a work order, we know how they work, we've been to the training, but Highway is the one who's mastered it. So, when we go out to the other departments we'll probably take someone from the Highway Department with us.

Alderman Shea moved that the communication be referred to the Committee on Administration/Information Systems. Alderman Pariseau duly seconded the motion. There being none opposed, the motion carried.

- G.** Communication from the City Clerk seeking approval for the installation of an outdoor surveillance system at the City Hall Complex.

Alderman Wihby moved to refer the communication to the Committee on Community Improvement. Alderman Thibault duly seconded the motion. The motion carried with Alderman Hirschmann duly recorded as abstaining.

- U.** Recommending that a request from the New Hampshire Pride Committee to hold their annual Pride Parade in Manchester on June 19, 1999 at 11 AM with the stipulation that the parade route end at Veteran's Park be granted and approved, subject to review and approval of the Highway, Fire, Police and Traffic Departments.

Alderman Shea stated I would like to be recorded as being opposed to the recommendation that a request from the NH Pride Committee to hold their annual Pride Parade in Manchester.

Alderman Hirschmann stated I will support Alderman Shea as I have in the past. I voted the same way as Alderman Shea on this issue and I'll stay the way I've gone in the past and will vote against it.

Alderman Pariseau stated I join my colleagues, your Honor. I still can't see why we're allowing people who have mailing addresses in Danville, New Hampshire and Goffstown to walk the streets of Manchester the way they do. Why don't they just stay at home.

Mayor Wiczorek asked would you like to make a motion to reject this item.

Alderman Pariseau moved to deny the request. Alderman Shea duly seconded the motion.

Alderman Wihby asked why was it granted in Traffic. Was there some information we didn't have.

Alderman Clancy replied that came before the Committee and we had a discussion noting it was okayed by Alderman Pinard and seconded by Alderman Reiniger.

Alderman Cashin stated they were here last year and we allowed it last year. Regardless of what your personal feelings may be they do have a right, they are American citizens just like

everyone else. I think for us to try and stop them from parading, I don't think that's right and I don't think you want to do that.

Alderman Pariseau stated as non-residents of the City, I think we as a Board have a right to say not.

Alderman Cashin stated there are several residents who will be marching in that parade.

Mayor Wieczorek stated let me refer to the City Solicitor. Tom, is there any legal problems with this.

Solicitor Clark replies yes there is. If you deny it based upon their sexual preference there is some problems. I believe we allow other non-residents to march in Manchester in parades and I believe we did it last year. So, it is a dangerous position for the City.

Mayor Wieczorek called for a vote on the floor to deny the request. The motion failed.

Alderman Wihby moved to accept, receive and adopt the report of the Committee on Traffic/Public Safety based on the Solicitor's advice. Alderman Clancy duly seconded the motion. The motion carried with Aldermen Shea, Pariseau and Hirschmann duly recorded in opposition.

**Report of Committee on Traffic**

- X.** Advising that it has approved a request to install speed humps in the Kenberma Street area as a traffic calming measure.

Alderman Wihby stated I thought we did this a long time ago, but I guess I have some concerns. Are we going to have speed humps all over the City. I got a call the other day from somebody who wanted it on Day Street. What is the policy. Is Tom here or anyone else who can address this.

Mr. Thomas stated it is not the intent to promote speed humps throughout the City. Kenberma Street is a pocket residential area that abuts the Pepperidge Drive hill area. Those are fairly unique areas and what was decided or recommended to the Traffic Committee was that the pilot program be extended into that abutting area. But, it is not the intent at this time because we are still evaluating the pluses and minuses of the program.

Alderman Wihby stated as you are well aware when we did 4-way stops signs and 3-way stop signs that was the first area in the City that did it. Now, we have them almost throughout the City. At every corner there is a 3-way or 4-way stop sign.

Alderman Pariseau stated the stop signs were put on Westwood Drive.

Alderman Wihby continued by stating we recognize speed...I was always under the impression that with speed you had radar and you didn't try to enforce it with speed bumps or hills or...we thought of everything over the course of the years. All I see...I already got a call the second area which was the Blevens/Day area and I already started getting phone calls saying if it's good for up there, why isn't it good for us. It's the same type of location, the same type of traffic goes there...a number of houses and same problems. How do I tell them no.

Mr. Thomas stated we are still evaluating this. This is a pilot program, we're not advocating that speed humps be placed all over the City. Again, these are two unique areas because they are small pocket residential areas that are definitely shortcuts either from Brown Avenue to the Goffs Falls Road Post Office or from Brown Avenue to the commercial area down on Gold/South Willow Street.

Alderman Wihby stated I have the same problem at Day and Blevens going up to Mammoth Road, I have the same problem on Carpenter and Lexington from people taking River Road to get to Union Street, how are you going to justify where they go.

Mr. Thomas replied we're looking at this as a pilot program to evaluate the pluses and minuses. We installed approximately four up in the Pepperidge Drive area last fall and we only installed four up there so we could evaluate how they would hold up to our snow plowing operations. They seem to be holding up and again we're just expanding it to the neighboring areas with no intent, at this time, to expand that program throughout the City.

Alderman Wihby asked what are you doing with this. We didn't have one on Kenberma before.

Mr. Thomas replied no we didn't.

Alderman Wihby stated Kenberma is the other hill. So, why are we going to Kenberma. If we're just in a pilot program, why are we doing Kenberma.

Mr. Thomas replied it's a similar nature, it's a similar area, they're both experiencing the same problems.

Alderman Wihby stated you just told me you're in a pilot program, why don't we see if the pilot program is going to work before we put it in another location or can I have it on Day Street as a pilot program too then.

Mr. Thomas stated I wouldn't recommend putting in on Day Street until we went up and evaluated it. But, again, it is not our intent to put thousands of speed humps out into the City until we're sure that they're working and they make sense. In addition, we don't have the staff and labor to be outputting speed humps.

Alderman Wihby stated we're on dangerous ground when we do something like this because if you're doing it for one area of town you have to do it for the rest and I'm not taking this out on you, Frank, because I don't think you agree with this. I think it was a way to try and solve a problem. But, if we do it in one area of town we have to do it in the rest of the areas and once somebody has it, they're not going to want to get rid of it and I just think we're going in the wrong direction here and this is not the way we should be doing it. We should be doing it with radar and enforcement rather than putting stop signs and putting bumps in the roads and holes in the roads and whatever else we might think of next. This can get out-of-hand. It should be controlled by radar and enforcement and I'll tell you that I'm going to be looking for Day Street next because I have the same exact situation on Day Street as Kenberma and as Westwood Drive and all the other ones up there, it's the same exact thing and there's probably more houses on Day and Blevens and all those other areas and then from there once I get it there I'm going to try to get it on Carpenter and Lexington and all the others. We said the same for the 3 and 4-way stop signs, we weren't going to get those all over the City and look at it.

Mr. Thomas stated obviously I'll do whatever the desire of the Board of Mayor and Aldermen is. If you'd like we will not put them in up there and if you'd like I'd be glad to take them out of the Pepperidge Drive area.

Alderman Wihby stated I just think we're setting a precedent and I'm going to have a request. I've got Tom Lolicata looking into it now for Day Street, but how am I going to tell the people on Day Street they can't have it and we're going to add Kenberma. At least before I told them it was a pilot program somewhere. Now, I've got to tell them that it's a pilot program, we haven't decided what we're going to do. We're going to go and take care of Kenberma and we'll talk to you later. It's not right.

Mr. Thomas reiterated again I'll do whatever the Board directs.

Mayor Wieczorek asked what would you like to do, Alderman.

Alderman Wihby replied I don't know if I have the votes, your Honor, but I'd like to move to deny it. I don't think it's right that we should be doing this in the first place and I don't think it's a mechanism to slow down...it's a mechanism to slow down traffic, but that's not the right way of slowing it down and the kids shouldn't be playing in the streets and we have enforcement and that's not a way of slowing it down and we're going to end up with one of these everywhere in the City because the same thing that we said with 4-way stop signs and 3-way stop signs...I probably have a hundred of them in my ward.

Alderman Klock duly seconded the motion.

Alderman Pariseau moved to table this item noting if Alderman Wihby had had a problem with this issue I wish he would have contacted me earlier and I think that we ought to get together to

discuss this issue. It's been an on-going issue since the time that Westwood Drive and Donahue Drive was part of the pilot program.

Alderman Hirschmann duly seconded the motion to table.

Alderman Wihby stated I was under the impression we had a pilot program and it was going to come back to us about what happened with that pilot program.

Alderman Pariseau asked, Alderman, let's get together and discuss is please.

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

Alderman Girard stated sometime ago Mr. MacKenzie wrote a paper for the City to consider on traffic calming and I certainly sympathize with the Aldermen from Wards 9 and 1, I have gotten calls from around the City about the same problems and it's a very difficult one to answer and rather than ditch the whole issue of how do we control traffic in residential neighborhoods perhaps we could ask Mr. MacKenzie to resubmit that paper on traffic calming and we as a Board can start evaluating some policies about how to handle traffic in the neighborhoods. I've already spoken with Mr. Lolicata, the Traffic Director about speed limits and things like that and he is doing some research for me which I hope to review on how we might be able to control some speeds and do some other things in the neighborhoods, but I think clearly there are issues in the south end and issues all over the City...I think we need to take a more proactive look at traffic issues and particularly in residential neighborhoods and I'd hate to see this issue go by the Board's focus just on speed humps.

Mayor Wieczorek asked what would you like then.

Alderman Girard replied I would like to ask Mr. MacKenzie if he might have a copy of that paper that he could send to the Board because I believe it was three or four years ago.

Mr. MacKenzie stated I should still have that available and if the Board would like a copy I would be happy to submit it to members.

Mayor Wieczorek asked send them a copy.

**Report of Special Committee to review Energy Contracts and Related Projects**

**Z.** Advising that it has considered and discussed at length the Aggregation Program and after due and careful consideration recommends as follows:

- 1) that the Aggregation Program be continued by the City;
- 2) that the Aggregation Program be moved to the Highway Department under the jurisdiction of the Public Works Director, but established as a separate division of such department;
- 3) that the budget for the aggregation fund be approved as submitted;
- 4) that the Public Works Director be authorized to fill three positions (Aggregation Division Head, a clerical position, and a financial analyst position) at his discretion when he determines necessary; and

- 5) that the Special Energy Committee be continued with reports to be submitted regarding Aggregation Division activities by the Public Works Director; and that the three additional positions contained within the aggregation budget be authorized to be filled upon approval of the Special Energy Committee.

Alderman O'Neil stated I support the five items that the Committee has presented to us. What I don't see is anything with regard to controlling the costs of the consultants and I'm just wondering if that came up in discussion and where that whole part of it is.

Mr. Thomas stated at the Committee level I think the message was loud and clear, at least to me that there was a concern over the amount of consultant and legal expenses that have taken place over the years on the Aggregation Program. In my review, I feel that they are justified to date, but moving forward I think the level of those services will be reduced dramatically and I will be monitoring those expenditure of funds very closely and at Committee level I stated that I would be submitting monthly updates on the program to the Committee which in turn would submit it to the Board, so that at least lines of communications would be maintained as this program moves forward.

Alderman O'Neil stated we shouldn't be seeing any more bills of forty or forty-two thousand dollars a month.

Mr. Thomas replied there will be bills continuing possibly not at that extreme.

Alderman Wihby moved to accept, receive and adopt the report of the Committee. Alderman O'Neil duly seconded the motion.

Alderman Hirschmann stated I have to speak to the other side of this issue because this program was brought to the whole City's attention in the audit management letter for fiscal '98. There was over \$500,000 of a notes receivable that's due for this program because there are no revenues. The '99 audit hasn't taken place yet. So, there will be another \$500,000 that's going to be a notes receivable due to the City so that will put the program about a million dollars in the hole to the taxpayers and that money has to be paid back. Why are we aggressively putting a Director and three other people plus authority to hire even more staff...the Federal judge has not rules on this issue, why can't this be conservatively controlled so that in the year 2000 there isn't another \$500,000. Until a Federal judge rules on this deregulation, your Honor, we should not be putting on all kinds of staff and going full bore with this. We have to be conservative and that's the other side of this issue and I can't comprehend how everybody can sit here and say that we're going to go full steam ahead when the auditors sat in front of us and said you have to watch this issue. Who's going to watch. Am I the only one that heard that.

Alderman Wihby stated what we did in Committee as number 4 states although the whole amount is authorized, Frank can only fill three positions noting one of them is already there, so it's really two and the second one the Finance Analyst is only if it's needed. If we don't do this...right now we're ahead of the game. If we don't do this and delay this we're going to be

behind the 8 Ball, so we have to push forward with this, your Honor. We sent it to a different department, Frank feels comfortable with the way that it is being handled and I think we have to okay this today, your Honor. We can't wait.

Mr. Thomas indicated as I stated in Committee regarding this subject that I wasn't enthusiastic about obtaining this program under my jurisdiction. The person that would most likely be heading up this Aggregation Program is my Public Works Financial Administrator. With the energy savings contracts moving ahead I stated to the Committee that I felt strongly that if it was going to come under my jurisdiction that there should be a full-time head to administer the program because you're going to start to realize some savings from these energy contracts that have just been awarded. With that person working in this area on a full-time measure they are going to have to have a clerical staff somewhere down the road but that's it for now. Until the program gets out of deadlock and starts moving forward the staffing is going to be limited to just this head that is going to head up this division. If deregulation takes place and things break lose the funding is in place, the staffing has been identified, but we don't have any anticipation of going ahead and filling up all of these positions at this time.

Alderman Hirschmann stated I would say if we spent \$150,000 on this program that would be an administrator, someone to watch things and expenses that would be enough. Eight Hundred whatever thousands is quite a lot of money and there's no deregulation in sight.

Mr. Thomas stated the money will not be spent until...

Alderman Hirschmann interjected that is what we were told this year as well.

Alderman Wihby stated we've got it in writing now.

Mayor Wieczorek called for a vote on the motion to accept the Committee report. The motion carried with Aldermen Pariseau and Hirschmann duly recorded in opposition.

5. Mayor Wieczorek made the following nominations:

**Board of Adjustment:**

Andre Verville to succeed himself, term to expire March 1, 2002.

**Fire Commission:**

August Fromuth to succeed himself, term to expire May 1, 2002.

Michael Lopez to succeed himself, term to expire May 1, 2002.

**Planning Board:**

William Craig to succeed himself as an alternate, term to expire May 1, 2002.

**Board of Registrars:**

Richard Fradette to succeed himself, term to expire May 1, 2002.

Mayor Wieczorek advised that under the rules of the Board these nominations would lay over until the next meeting of the Board.

6. Confirmation of the nomination of Chester C. Raymond to succeed Judith J. Gibson as an alternate member of the Zoning Board of Adjustment, term to expire March 1, 2000.

On motion of Alderman Cashin, duly seconded by Alderman Girard, it was voted to confirm the nomination of Chester C. Raymond to succeed Judith J. Gibson as an alternate member of the Zoning Board of Adjustment, term to expire March 1, 2000.

7. Brief presentation by the Mayor's Special Committee on Downtown Cleanliness.

Mr. Davis stated, thank you your Honor, as you know we met with you last month and discussed with you some of the options that we on this committee have brought before you regarding trash collection and cleanup in the Downtown. Having heard you loud and clear at the last meeting that you want more of the burden of this program to fall upon the Downtown property owners we've come back to you with three possible options and we're discussing those, the departments will review those and we at Intown will continue to work at those with our Board. Our Executive Committee meets, as a matter of fact this week and it will be my first opportunity to talk with my Board about these options. I trust that a copy of that memo has been distributed and just briefly Option A would share with the Highway Department some of the costs, the containerization and pickup costs; Option B would actually allow the City to purchase the containers, retrofit its equipment and provide additional labor, but we would find a way to chargeback upon the property owners who are being directly benefited by this program. We are told by Tom Clark the City Solicitor that in order to do this we would need to have another special assessment called an "Overlay Assessment" that would fall on top of those particular property owners. So, that one obviously has some drawbacks the worst of which it is going to take some time to get in place. The third option which is definitely in the background for now, but it's one that certainly would happen if Options A & B were to fall by the wayside is we would have to think more strongly about what you'd call privatization. Meaning property owners themselves and the businesses that are in those buildings would be directly responsible for their hauling. Of course, the City would have to make sure that that was enforced and would probably introduce some legislation on the type of container that could be used or would be used in the alleys. Frank, is there anything else.

Mr. Thomas stated at the last meeting the concerns that were raised was of the sharing of the cost of implementing this program and stiffer enforcement. These issues have been discussed in detail...we will be meeting with Tom Clark if we get a positive signal to proceed to draft up some revised ordinances that will have stiffer fines or penalties for non-conformance with the guidelines that are established.

Alderman Wihby moved that staff continue working on Options A, B & C and report back to the Committee on Administration. Alderman Rivard duly seconded the motion.

Alderman O'Neil stated to me this isn't that big of a deal and we seem to be making a bigger deal out of it than need be. We saw in Greenville that they keep downtown clean by picking up garbage early morning so that by eight o'clock it's up and there's nothing there. Sending a truck early Saturday morning, early Sunday morning for four hours and I understand that there is going to be some cost to me would be a step in the right direction. I don't think we need to start getting into special containers and retrofitting trucks and all this stuff. We need to get the trucks out there early morning, maybe starting at three or four AM, working for four hours and picking up the trash in the alleys it would solve the problems. I don't think we're talking a major cost item here about buying containers and assessing more money to the Central Business District...I hear from people regularly that they want to know what they get for their assessment, some of them don't believe they get anything now. Let's keep this simple and I think we can achieve the goals that everybody would like to see.

Alderman Pariseau stated as Chairman of the Administration Committee I'm kind of taken aback by this coming in through the back door. Why is this here. It is sitting on the table in the Administration Committee.

Clerk Bernier stated the error is in the Clerk's office noting I don't know how this got here and I will check it out with Paula tomorrow morning.

Alderman Shea stated we've talked about bumps in roads and I have a lot of areas in my ward that have 3-deckers and they would appreciate having pickups on Saturdays and Sundays as well, so I think when the Administration Committee does consider this, I think that they have to consider the needs of all of the people in all the sections of the City at the same time they're considering because preferential treatment to the Downtown area, so I'd like them to bear that in mind.

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

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

Mayor Wieczorek called the meeting back to order.

Deputy Clerk Johnson noted the Clerk had forwarded an addendum to the Board of an agenda that reflected two resolutions.

**7A. Bond Resolutions:**

“Authorizing a Bond Resolution in the amount of Twenty-Two Million Dollars (\$22,000,000) for funding the City’s unfunded pension liability.”

“Authorizing bonds in the amount of Twenty Million Dollars (\$20,000,000) for Refunding Certain Outstanding Bonds of the City.”

On motion of Alderman Wihby, duly seconded by Alderman Sysyn, it was voted that the Bond Resolutions be read by titles only, and it was so done.

Alderman Wihby moved that the Bond Resolutions be referred to the Committee on Finance. Alderman Pinard duly seconded the motion. There being none opposed, the motion carried.

On motion of Alderman Wihby, duly seconded by Alderman O'Neil, 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**

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

"Amending the 1998 and 1999 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Thirty Three Million, Four Hundred Sixty Nine Thousand Dollars, (\$33,469,000) for Various MAA Projects."

"Authorizing the Finance Officer to effect a transfer of Sixty-Five Thousand (\$65,000.00) Dollars from Contingency Account and Thirty Thousand, Thirty (\$30,030.00) Dollars from Salary Adjustment to FY1999 Public Building Services."

ought to pass and be Enrolled, and further that Bond Resolutions:

"Authorizing Bonds, Notes or Lease Purchases in the amount of Six Hundred Seventy Three Thousand Dollars (\$673,000) for the 1998 CIP Project 730281 Terminal Expansion Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Twelve Million, Eight Hundred Fourteen Thousand Dollars (\$12,814,000) for the 1998 CIP Project 730286 Runway 6/24 Expansion Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Two Hundred Forty Thousand Dollars (\$240,000) for the 1999 CIP Project 730399 Ammon Center Parking Lot Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Eight Million, Forty Thousand Dollars (\$8,040,000) for the 1999 CIP Project 730499 Airport Parking Garage Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Five Million, Six Hundred Forty Seven Thousand Dollars (\$5,647,000) for the 1999 CIP 731299 Property Acquisitions Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of One Million Dollars (\$1,000,000) for the 1999 CIP Project 731399 Runway 17/35 Airside Project."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$250,000 for the 2000 CIP 710100 Annual Right of Way Reconstruction."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$250,000 for the 2000 CIP 710200 Intersection Improvement Program."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$200,000 for the 2000 CIP 740200 Storm Drainage Improvement Program."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$3,350,000 for the 2000 CIP 830100 Phase III Building Expansion - Police."

"Authorizing Bonds, Notes or Lease Purchases in the amount of \$175,000 for the 2000 CIP 830500 Main Library Renovations."

"Authorizing a Bond Resolution in the amount of Twenty-Two Million Dollars (\$22,000,000) for funding the City's unfunded pension liability."

"Authorizing Bonds in the amount of Twenty Million Dollars (\$20,000,000) for Refunding Certain Outstanding Bonds of the City."

ought to pass and layover.

Alderman Wihby moved to accept, receive and adopt the report of the Committee on Finance.

Alderman Sysyn duly seconded the motion. There being none opposed, the motion carried.

Information to be referred to public hearing.

Alderman Pariseau moved to refer information regarding actions taken by the Finance Committee relative to appropriating resolutions to the public hearing scheduled for May 25, 1999. Alderman Shea duly seconded the motion. There being none opposed, the motion carried.

- 21.** Communication from the Deputy Finance Officer requesting the Board's consideration of an Energy Efficiency Measure (EEM) contract with Virginia Electric and Power Company.  
(Tabled: April 20, 1999)

On motion of Alderman Girard, duly seconded by Alderman Pinard, it was voted to remove this item from the table for discussion with item 12.

- 12.** A report of the Special Committee to Review Energy Contracts and Related Projects was presented recommending that the Board of Mayor and Aldermen approve an Energy Efficiency Measures Design, Construction and Installation Agreement between the City of Manchester and Virginia Electric and Power Company as enclosed herein. The Committee recommends that the Mayor be authorized to execute such agreement for and on behalf of the City, subject to the review and approval of the City Solicitor.

Alderman Wihby moved to accept, receive and adopt the report of the Committee. Alderman Pinard duly seconded the motion. The motion carried with Alderman Shea duly recorded in opposition.

- 22.** Communication from the Deputy Finance Officer relative to a Natural Gas contract.  
(Tabled: April 20, 1999)

On motion of Alderman Wihby, duly seconded by Alderman Thibault, it was voted to remove this item from the table for discussion with item 13.

- 13.** A report of the Special Committee to Review Energy Contracts and Related Projects was presented recommending that the Board of Mayor and Aldermen approve a natural gas supply and service agreement between the City of Manchester and AGF Direct Gas Sales and Servicing, Inc. as enclosed herein. The Committee recommends that the Mayor be authorized to execute such agreement for and on behalf of the City, subject to the review and approval of the City Solicitor.

Alderman Wihby moved to accept, receive and adopt the report of the Committee. Alderman Sysyn duly seconded the motion. There being none opposed, the motion carried.

- 14.** Communication from the Economic Development Director seeking authorization to extend a "bridge" loan of \$36,000 in MDC funds to Intown Manchester Management, Inc., to allow Intown to repay capital debt on the Intown Skating Rink (\$22,500), to carry out a graffiti removal program (\$10,000) and to pay preliminary expenses for the summer concert series in Veterans Park (\$3,500); and further noting that the loan shall be repaid under the same conditions has had been previously approved by the Board in 1998.

Alderman Klock moved to authorize extension of "bridge" loan of \$36,000 in MDC funds to Intown Manchester Mgt., Inc. as requested. Alderman Wihby duly seconded the motion.

Alderman Wihby stated I think Alderman Shea is the Chairman of the Graffiti Committee and asked is there money set aside, have we used any of that money.

Alderman Shea replied that is a different program, he has his own money.

Alderman Wihby asked do we still have money in that other account though.

Alderman Shea stated yes there is money. The Intown group is not using the money that was appropriated to our Committee, they are using the money that was appropriated to them through the City, so he has his own separate graffiti program which he uses the funding for.

Alderman Wihby stated so we don't use our money for graffiti Downtown.

Alderman Shea replied no we don't.

Alderman Thibault stated we did have some signs made that were sent to them last week, I just sent them a dozen signs that we had made and paid for through our Committee, but we're talking about \$120-130.

Alderman Shea stated we work together with Intown Manager Rich Davis and try to coordinate our efforts, but the funding itself for him comes from the City separate from the money that was appropriate for ours. We are actually using funding from last year and we didn't ask for any more noting we are very frugal because when Alderman Girard asked me about the \$15,000 I explained to him that was all we could get and we're really squeezing it tight.

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

15. Communication from the Economic Development Director requesting an extension for a term of six (6) months which is due to expire on May 24, 1999, terminating on November 24, 1999 with The Norwood Group, Inc. for marketing services in connection with the development of the property at the corner of Bridge and Elm Streets.

Alderman Pariseau asked what is the reason for the delay, your Honor.

Mr. Taylor responded the original marketing agreement with The Norwood Group was executed in November of 1997 for 18 months. The negotiations between the Manchester Development Corporation and The Grossman Companies on that property are still in process and MDC feel it's reasonable to extend the contract for another six months to give this deal a chance to become consummated and give The Norwood Group a chance to become compensated for all the work they've put in. So, it's simply a matter of giving the deal an opportunity and time to be negotiated and approved hopefully by that time.

Alderman Thibault asked can you let us know a little bit more about how this deal is going. I know we had an update maybe a month or so ago, but how is it going at this point in time.

Mr. Taylor replied originally when we were here before we had hoped to be able to bring you a Purchase and Sales Agreement for discussion and/or approval during the month of May, however, the Landlease Agreement which goes with this and the Purchase and Sales Agreement...the Landlease Agreement is being drafted by the MDC counsel. So, we had that in reasonably quick order. The Grossman's attorneys are putting together the Purchase and Sales Agreement and they were a little tardy in getting us the first draft. We now have it, we are looking at it, we're going to go back to them with some comments and this process will probably take us another month before we'll be able to come back and present you with something that looks reasonable.

Alderman Thibault stated it looks positive at this point.

Mr. Taylor replied yes, at this point.

Alderman Wihby stated at the last meeting as you know, I had a lot of concerns and asked have any of those concerns been addressed in the new items we've gotten.

Mr. Taylor replied yes. We're going to try to address them. One particular issue that we are going to try to address and I have spoken with them verbally about this and that is the issue of what happens if they don't go ahead with a Phase II is there some mechanism that we can design that will give us a buyback option on the second phase of something of that sort that will give the Board some comfort that we're not going to be sitting there forever with just the one building. I think that was the major portion of your concern and we are going to try to address that and hopefully we'll be able to bring you something that will be palatable.

Alderman Wihby asked was it addressed in the Purchase and Sales.

Mr. Taylor replied it was not in the initial go around, but now we have the draft and we have the ability to do some adding and some subtracting in areas, so we will try to address that issue before we bring it back.

Alderman Wihby asked when they gave you and Purchase and Sales even though they had heard the discussion that was here they didn't put it in there.

Mr. Taylor replied there was nothing specific about a buyback which is the way that I think we should try to approach it. I don't know of any other way to get at this other than to set some parameters on the time that they to proceed with Phase II and to provide the MDC with some remedy in the event that they are not able to proceed. I think that's where we are going to try to go with this.

Alderman Wihby stated you know the document I had seen when we were up in South Carolina asked is that the document that they just...how long ago were we there.

Mr. Taylor replied I think what you saw was the Letter of Intent.

Alderman Wihby asked was the Letter of Intent the same Letter of Intent that I had seen.

Mr. Taylor replied that was the one that this Board directed MDC by vote to go ahead and execute and work towards and P & S and that's what we're trying to do now.

Alderman Wihby stated so there was nothing in that Letter of Intent that addressed...

Mr. Taylor stated not specifically, not this buyback that we've talked about.

Alderman Wihby stated it's still not too late though.

Mr. Taylor stated no.

Alderman Clancy asked, Jay, as it stands now what is going to go up at the corner of Bridge and Elm.

Mr. Taylor replied as it stands right now we have nothing concrete, we have nothing signed. But, the intent is for them to build a 120,000 square foot building that is what they represented as the project assuming we can get it executed and go ahead with it.

Alderman Clancy stated I was told it was going to be a hotel and I was also told it was going to be commercial.

Mr. Taylor stated an office building is commercial. Now, if somebody has a hotel project in their pocket we certainly would like to hear about so we can try to do something with it.

Alderman Clancy stated here's the clincher. I was told they are not going to pay any taxes for 18 months, is that true.

Mr. Taylor replied no. The minute the Landlease is executed they're responsible for all City taxes, that is written right into the agreement and it's by law, it's statutorily required anyway. There is no tax deal here, we cannot give tax breaks, in fact it's illegal in New Hampshire, I'm too young to go to jail and we're not going to do that.

Alderman O'Neil stated, Jay, there has been some casual discussion about possibly dividing the property and allowing them to go forward with their Phase I, therefore, not tying up the second piece of the property if there's another potential project out there.

Mr. Taylor stated that would be the ideal.

Alderman O'Neil asked then why are we talking about buying it back from them. Why don't we just divide the property, go forward with Phase I and have the second portion of the property for either their Phase II or for another developer.

Mr. Taylor stated subdividing the property is very difficult because you end up with...first of all, West Bridge Street is limited access.

Alderman O'Neil stated we're talking about two buildings going up there anyway, it doesn't make a difference.

Mr. Taylor stated there is going to have to be some shared parking agreements...the lot is too narrow to split down the middle east to west all you end up with is two bowling alleys that you couldn't do anything with and you couldn't build the parking to support the first building if you subdivided it in that manner and if you split the lot north and south down the middle you don't have room to build it either.

Alderman O'Neil stated no matter what is built there the parking is going to be resolved by the Pearl Street Lot, not on-site parking.

Mr. Taylor stated no, there is going to be on-site...they're going to be building roughly 400 spaces on-site in a structure, that is the plan.

Alderman O'Neil stated the Pearl Street Lot doesn't come into play at all.

Mr. Taylor stated the Pearl Street Lot...early on we have given them the right to lease 60 spaces there with the promise that we'll get to 100 if we should expand the parking lot, that is the way the deal is set at the moment.

Alderman O'Neil stated it doesn't make sense to me to allow him to go forward with two projects, never building the second one, and then if we have another potential developer to come in the property is tied up and the only way we can get at it is to buy it back from them, it doesn't make any sense to me.

Mr. Taylor stated if we don't sell or lease it to him early on then that particular piece, if there is one, then obviously there is no taxes, there's no revenue from it number one. It would be better in my view to have them own the property and if we have to go back and take it back that's another issue. At least in the interim they are paying taxes and land rent on it rather than having it sit there.

Alderman O'Neil asked how much are we talking in terms of taxes and land rent.

Mr. Taylor replied the entire property we're talking in terms of land rent...\$75,000 a year.

Alderman O'Neil stated that includes the first phase correct.

Mr. Taylor replied that includes the whole thing.

Alderman Wihby stated I was most vocal on this. I just think and maybe it takes a vote of this Board because I talked to Jay about this before...they're continuing to move forward with the original plan and what would happen in their Letter of Intent is that this Board had voted to go ahead and do it, so I guess Jay felt and the whole Board voted to go ahead and do it and I heard Alderman Cashin say you heard Alderman Wihby's concerns take care of them and I heard other Aldermen voice some concerns, but yet they went forward with the Letter of Intent anyway not addressing any of the concerns. So, I think it takes a motion from this Board, your Honor, to set the direction that we don't want that extra parcel tied up where someone could sit on it for 2.5 years and not do anything, just get out of it and we lose a prime spot. I think that's too important to give up to somebody and not have any assurances that they are going to build. Maybe you can come up with something that says we buy it back or they give it back to us. That's fine, but as long as it's not going to sit there being used and that we have a way of getting it back...and I don't like the idea of buying something back that we own, first of all. But, maybe they'd give it back if they don't use it or whatever money they put into it we give them or whatever, but I think

that's a direction he should be going and I don't think he's going to do that unless this Board concurs with that and gives him that message.

Alderman O'Neil asked is that a motion.

Alderman Wihby replied yes.

Alderman O'Neil duly seconded the motion.

Alderman Cashin asked, Jay, is this motion necessary. Are we in a position where we have to start making motions to get anything done. Several things have come up before this Board tonight and we're being told that there is nothing we can do about it and people are just doing what they want. Something's wrong here.

Mr. Taylor replied the direction that the MDC heard when we made the presentation originally was that there were some issues that we were going to try to resolve and that the Letter of Intent as it was signed did not go far enough to address those issues, but I think the instructions from at least the way I understood the instructions from the Board was that we should proceed with the Letter of Intent and try to negotiate those points in the Purchase and Sale Agreement, bring them back for this Board...you still have the option if you don't like the P & S when it comes back to vote it down. So, that was my approach here.

Alderman Cashin stated I will only speak for myself but I thought that the Letter of Intent was going to be changed, I really did and I'm surprised it wasn't.

Alderman Wihby stated I called up Jay and said Alderman Cashin's last comment that he made was "we heard some concerns from everybody here, take care of them." And, when I asked Jay when I saw the Letter of Intent it was the same one. As a matter of fact, it gave them more time to spend on not doing anything, it charged them some money up front (\$25,000) or something but it gave them an extra six months and that was the wrong direction that at least I thought we had said. So, I think it does take a motion from this Board, your Honor, to let them know that we want some sort of assurances that that is not going to be tied up unused. That is not asking for big concessions from a developer. If he plans on using it, build on it, God Bless him. If not, we want it back.

Mayor Wieczorek asked that the motion be read.

Deputy Clerk Johnson stated the motion reads that the Board does not want the extra piece tied up for 2.5 years and have the developer get out for nothing.

Alderman Clancy asked, Jay, how long has that property been vacant.

Mr. Taylor replied I think the buildings were torn down in about 1991.

Alderman Clancy stated we have not had taxes since then.

Mr. Taylor stated there were taxes paid prior to the time that the property was transferred to the Development Corporation which would have been in late 1994, I believe.

Alderman Clancy stated that is one of the better pieces of property in town where we are not getting any taxes, I don't understand it really. This guy is going to have a Purchase and Sale Agreement and he can hold it for 2.5 years till he finds somebody.

Mr. Taylor stated no, that is not correct.

Alderman Clancy asked how long can he hold it for.

Mr. Taylor replied the most they can go is about 18 months before they lose control of it.

Alderman Clancy stated 1.5 years is a long time.

Mr. Taylor stated it takes a long time to put together a \$25 million project, it's not something you do overnight either. But, whatever this Board directs we'll try to do, it's as simple as that.

Alderman Girard asked what steps, if any, have you taken to address the concerns that were expressed by Alderman Wihby and other members of this Board.

Mr. Taylor replied we did tighten up the original Letter of Intent gave them a longer time to deliver on the project, we did tighten up on that original go around.

Alderman Girard asked by how much.

Mr. Taylor replied I think we shortened it by about six months, the total time that they could take to get building permits, to proceed with construction. Now, beyond that my understanding of Alderman Wihby's concerns was that they could build only Phase I and then have an indeterminate amount of time to proceed with Phase II and that is a legitimate issue. So, we are going to try to address that in the Purchase and Sale Agreement by trying to come up with a provision that will allow us some control over that which was not specifically addressed in the Letter of Intent.

Alderman Girard stated you've taken six months off the original Letter of Intent...

Mr. Taylor stated we do now have a non-refundable portion of the deposit which was not in there initially there either. I don't have that letter in front of me so I can't give you all of those details, but those are my quick recollections of the changes that were made early on.

Alderman Wihby stated my recollection is that they had more time but that they were going to lose some money this time around, but they still had that additional six months, at least the Letter of Intent I read they were worse off because I remember mentioning it to Ray that they had additional time, but yet they were charged a mere \$50,000 or something and got to go a little longer.

Mr. Taylor stated my recollection was that we shortened the time a little bit and we did get some non-refundable money in there, but as I said I don't have it in front of me so I can't specifically relay it.

Alderman Wihby stated my motion is basically that we don't want that property sitting vacant and that we want to make sure that there is some clause in there that gets it back to the City somehow if it is not used within a reasonable period of time.

Mayor Wieczorek asked what is going to be a reasonable period of time.

Alderman Wihby stated he has some direction, at least, where he didn't have any before from this Board.

Alderman Sysyn asked can't you just address that in the Purchase and Sales Agreement...if you're not happy with it, you can reject it.

Alderman Wihby stated but, if we don't tell him that is what we want he might not come back with it in there like he did with the Letter of Intent. I was shocked when I saw the Letter of Intent to be honest with you. I thought that some of the changes were going to be in there that were going to be addressed. There was nothing addressed in that Letter of Intent and I thought it was worse.

Alderman O'Neil stated I just want to make it clear, I think I'm speaking for the Board that we're not anti-development. If anything, we're pro-development but we want to get the best bang we can out of that piece of property and I would hate to see the second part of that property sit there vacant doing nothing when there are possibly other developers out there that could utilize that property.

Alderman Girard stated it's difficult for those of us who have not seen the revised Letter of Intent to know exactly what steps have been taken. We have differing recollections among the people who have seen it and I wonder whether or not it would be appropriate and perhaps help the Board refine the motion that Alderman Wihby is trying to make if the revised Letter of Intent could be sent to members of the Board so that we can take a look at it and take up whatever questions and concerns we have in an informed way at the next meeting of the Board. I don't not support what the Chairman is trying to do, I just find it very difficult with the differing recollections here to be able to know where we are in this process and to know what

efforts, if any, had been undertaken by MDC to address the concerns that were very clearly expressed by this Board when it was first brought to us.

Alderman Wihby stated my concern with that, Alderman, the Letter of Intent was already sent to them, so I think the only way we can change this now is in the Purchase and Sale.

Alderman Girard asked may I address Alderman Wihby directly. If we can get a copy, Alderman, of the Letter of Intent that was transmitted we could then review it and if we find it deficient in any areas then we could send the directive to take a look at specific remedies in the Purchase and Sale. I just find it difficult to know exactly what to do not having seen the document.

Alderman Wihby stated we'd have to ask Jay. Is it too late to change the Letter of Intent you sent.

Mr. Taylor replied yes, that has been signed. The remedy is to deal with it in the Purchase and Sale Agreement.

Alderman Girard stated let's assume that it is too late, but let's assume that we can't send specific direction until we know exactly what the Letter of Intent does and does not do which is the only thing that I am trying to get across here.

Alderman Shea stated we have a City Solicitor, he's a lawyer. We're not lawyers unless somebody just got a law degree on the Board, so basically we do have an attorney but he's not present, so why don't we have him look through it, give an explanation, break it down for us and let us know. We could go on forever about this or that but I think that's why we have a City Solicitor to look over the contracts and explain them and make it plain and simple so that we can then break it down.

Solicitor Clark stated we will break it down for this Board once we get it. It's being negotiated by the Manchester Development Corporation which is a separate corporation from the City, I'm not their attorney. I can't do their legal work for them by Charter, I can only do the legal work for the City and you're asking me to break down an agreement that's not drafted yet.

Alderman Shea stated break down the agreement that you see for us so that then...

Solicitor Clark stated I will do that once we receive it, we haven't received it yet.

Alderman Shea stated once the agreement is signed or developed through the corporation then you see it, you break it down and you give it to us and we look it over and decide was to whether we want to proceed or not and what we want to put in it or not with your recommendations.

Solicitor Clark stated there is no doubt that once an agreement is drafted I will be going through it and giving this Board advice on it.

Mayor Wieczorek noted the Deputy Clerk has a remedy.

Deputy Clerk Johnson stated I don't know if it's a remedy, but we have a suggestion that perhaps a motion could be made to direct the Clerk to forward the minutes of the previous discussion relating to the Letter of Intent to Mr. Taylor and that the concerns be addressed in the P & S that were raised at that meeting.

Alderman Wihby moved to direct the Clerk to forward minutes of previous discussion relating to the Letter of Intent to Mr. Taylor and MDC and order that concerns be addressed in the Purchase and Sales Agreement that were raised at that meeting. Alderman O'Neil duly seconded the motion. There being none opposed, the motion carried.

Alderman Wihby moved to approve an extension for a term of six months to terminate on 11/24/99 with The Norwood Group, Inc. Alderman Girard duly seconded the motion. There being none opposed, the motion carried.

- 16.** Communication from the Health Officer requesting funding for a space utilization and planning study referenced at a cost of \$8,000 to \$10,000 and asking the Board to consider allocating \$9,233.15 from the return of Future Health Care funds to be utilized for such purpose.

Alderman O'Neil asked hasn't there been some discussion with the new Police station that the current Police station would be turned into a Health and Human Services building and I'm just wondering how this affects that.

Mr. Rusczek replied this is to find an interim solution until there is permanent quarters at the Police station.

Alderman O'Neil stated this could mean three or four years maybe.

Mr. Rusczek replied yes.

Alderman Wihby moved to approve Health Officer's request as submitted.

Alderman O'Neil duly seconded the motion. There being none opposed, the motion carried.

- 17.** Communication from the Chief of Police seeking authorization to apply for a US Justice Department Grant (COPS In Schools).

Alderman Wihby stated Item 17 had already been acted upon in Finance Committee.

- 18.** Communication from the Manchester Water Works Director submitting a retirement request for Mr. Stephen M. Leafe.

Alderman O'Neil moved to approve retirement request for Stephen M. Leafe as submitted. Alderman Pinard duly seconded the motion. There being none opposed, the motion carried.

- 19.** Resolutions:

"Amending the 1998 and 1999 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Thirty Three Million, Four Hundred Sixty Nine Thousand Dollars, (\$33,469,000) for Various MAA Projects."

"Authorizing the Finance Officer to effect a transfer of Sixty-Five Thousand (\$65,000.00) Dollars from Contingency Account and Thirty Thousand, Thirty (\$30,030.00) Dollars from Salary Adjustment to FY1999 Public Building Services."

On motion of Alderman Klock, duly seconded by Alderman O'Neil, it was voted that the Resolutions be read by titles only, and it was so done.

Alderman Thibault moved that the Resolutions pass and be Enrolled. Alderman Clancy duly seconded the motion. There being none opposed, the motion carried.

#### **TABLED ITEM**

- 20.** Communication from the Deputy Finance Officer relative to the Amoskeag Hydroelectric Station.  
(Tabled: April 20, 1999)

This item remained on the table.

Deputy Clerk Johnson stated the following item needed to be addressed by the Board.

- 17.** Communication from the Chief of Police seeking authorization to apply for a US Justice Department Grant (COPS In Schools).

Alderman Pariseau moved to authorize application by the Police Department for a US Justice Department Grant (COPS In Schools). Alderman Rivard duly seconded the motion. There being none opposed, the motion carried.

#### **23. NEW BUSINESS**

Mayor Wieczorek stated the first item is the tax bills noting there is still a problem in trying to figure out exactly what it is is going to be put onto that tax bill. The DRA in discussions with the Finance Officer indicated that the best solution to the problem is rather than try to figure out the exact rate and we don't know what it would be if we're going to prepare our tax bills would be to send out half of last year's tax bill just as we have always done in the past and then make all of the adjustments in the next billing that would be sent out in November because we're not

going to know what our budget is until probably June 8th and by that time it's too late to get the tax bills out.

Alderman Wihby moved that the tax bills be sent out at half of last years with the adjustments to be made in the second billing period. Alderman Rivard duly seconded the motion. There being none opposed, the motion carried.

Mayor Wiczorek stated we received a letter from the City of Lowell noting they would like the Board to pass a Resolution as follows:

**RESOLUTION**

**WHEREAS,** the City of Manchester during the decade of the 1970's took advantage of Federal funds designated specifically to remove pollutants and contaminants from interstate and intrastate rivers and streams; and

**WHEREAS,** the City of Manchester constructed a 34-million-gallons-per day wastewater treatment plant with interceptors as a means of cleaning the rivers and streams within its boundaries, including providing service for the Towns of Londonderry, Bedford and Goffstown, and

**WHEREAS,** the City of Manchester is now confronted with the very serious problem of Combined Sewer Overflows (CSO) in various sections of the City that requires a significant investment of funds to rectify this major situation; and

**WHEREAS,** the City of Manchester is cognizant of other communities that are confronted with similar types of situations and therefore have entered into a collaborative agreement with the cities of Lawrence, Haverhill and Lowell, Massachusetts, and Nashua, New Hampshire; and

**WHEREAS,** the Federal Government to date has failed to make available adequate funding to assist communities to rectify this costly problem; and

**WHEREAS,** it has been determined that the combined cost of the member communities to correct the CSO program would exceed One-Half Billion Dollars and throughout the nation a sum in excess of Forty-Five Billion Dollars; and

**WHEREAS,** the member communities lack sufficient funding to address this costly issue; and

**WHEREAS,** from information and belief there is pending in Congress House Bill HR828 and a similar bill in the United States Senate, S.914, that begins to address this issue;

**NOW, THEREFORE, BE IT RESOLVED,** that the Board of Mayor and Aldermen of the City of Manchester and the Legislative and Executive Branches of other member communities petition their United States Congressional Delegation for passage of legislation addressing the CSO issue, specifically development of Wet Weather Water Quality Standards and a Federal Grant Program to assist municipalities with CSO Projects.

Alderman Thibault voted to adopt the Resolution. Alderman Pariseau duly seconded the motion. There being none opposed, the motion carried.

A report of the Special Committee on the Civic Center recommending that the Board of Mayor and Aldermen approve an agreement between the City of Manchester and Lavallee/Brensinger Professional Association, as enclosed herein, for architectural services relating to the civic center. The Committee recommends that the Mayor be authorized to execute such agreement for and on behalf of the City subject to the review and approval of the City Solicitor.

Alderman Hirschmann moved to accept, receive and adopt the report of the Committee.

Alderman Girard duly seconded the motion.

Alderman Shea stated to bring the public up-to-date so they will know where this is noting his abstaining from this vote asked is the insurance company aboard yet. I know we had a discussion last night and I'm not sure if someone from the Finance Office is here tonight.

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

Mayor Wieczorek stated it's the same answer you heard last night that if you don't have a contract you don't have anything bonded now, so there's nothing to insure. They had said that they were relatively certain that there would be no difficulty in getting the bond which is what I remember hearing, is that the same thing everybody else heard. Did you hear that too.

Alderman Shea replied I heard something to that effect, but I would like to know if there's any progress being made on that. Your Honor, we're giving an architect about a million dollars, is that correct.

Mayor Wieczorek replied I didn't look through this whole thing.

Alderman Shea reiterated I think it's about a million dollars and I'm just wondering if we have an insurance loan available, are we negotiating, is it close, do we have a hockey team. Is Ogden aboard, a lot of people are calling and asking different questions and they're entitled to answers, so I'm asking is Ogden aboard, yes or no.

Mr. Sherman replied that is not a question that I can answer, Alderman. I can address your first one on the bonding. As recently as Monday in talking to the City's financial advisor he is in constant contact with the insurers on this deal. Every day the deal kind of changes a little again based on the discussions with Ogden and the hockey team and as of Monday their answer was is this is an insurable deal, he still has a number of companies that are waiting for the final bond documents to be put together. So, at this point yes it's still insurable.

Alderman Shea asked do we have an idea as to when this will take place, is it going to be a couple of weeks or a month, is there any time.

Mr. Sherman replied I think for the bond documents you're looking at at least two if not three months.

Alderman Shea asked do we have a hockey team yet.

Alderman O'Neil stated I don't think we're getting bond insurance to pay for the design on this thing, it is for the construction of it, I believe. The architect along with his partners both architects and engineering firms have spent money, time and everything and we've got to start paying the bills here which is what this is all about.

Alderman Shea asked is this money coming out of the Rooms & Meals money.

Alderman O'Neil replied it is part of whatever phase we okayed...I think which was \$2.6 million, whatever phase that's called. It's part of the bond - \$2.6 million that we have already approved and we're just paying the bills. They've been doing the work without a contract, very generous of them.

Alderman Shea asked, Jay do you want to get involved.

Mr. Taylor replied I'm not sure I want to get involved at the risk of being like Frank Thomas I'll try to answer your question. The architect's contract as you are going to vote on is for both Phase II Construction and a Phase II Design services which this Board has already approved and in the event we go to the construction phase for that phase as well. There has been about \$1.5 million out of the \$2.6 million budget allocated to design services including the architect's contract...should this project not go forward at some point between now and ground breaking in November the architect will only be paid for those services for which he has furnished, not the entire \$1.5 million. So, what you will be doing is authorizing to be paying up to that amount but in the event it doesn't go that far he'll only be able to bill for what he's provided for services.

Alderman Shea stated so between now and November for the Board and the people of Manchester will have questions answered as to Ogden being aboard, Enron being aboard, a hockey team in place, etc. is that correct.

Mr. Taylor replied yes there will be public announcements along the way each time one of these goals is met and my understanding is that not being involved with it on a day-to-day basis, but it is my understanding that they are very close to an agreement with Ogden which then will allow the negotiations with the hockey team to be completed, so we're very close to that, I understand. As far as I know right now I have not seen any signed agreement.

A report of the Special Committee on School Maintenance and Custodial Services was presented recommending that the City move forward with entering into an agreement with Service Master Management Services Company of Downers Grove, Illinois to perform custodial and preventive maintenance services to the City's twenty-two schools, the Ash Street School Administrative building, the City Hall, the City Library, and the West Side Library/Community Center, subject to the review and approval of the City Solicitor.

Alderman Thibault moved to amend the report to authorize the Mayor to execute such agreement for services as outlined herein, subject to the review and approval of the City Solicitor. Alderman Pinard duly seconded the motion.

Alderman Clancy stated I was talking to a couple of school teachers today noting they were asking me how can one porter be at Central in 224,000 square feet when there is only one guy at perhaps McDonough School.

Mayor Wieczorek asked what's he supposed to be doing then you can't have one for each room.

Alderman Clancy stated just the size of the buildings over there.

Mayor Wieczorek stated you have a porter that's there during the day. He's only there to do whatever people are going to require him to do during the day, he's not doing any custodial work.

Alderman Clancy stated they told me back in 1980 they had four, now there's 2,000 and they have one. We're going backwards. Before you drew up this did you consult with the principals.

Mr. Thomas replied as we mentioned last night we didn't develop the plan. We asked the experts to go in who went in and talked to the principals. The day custodian is not there to do cleaning. His function is to work with the principal on assignments that the principal hands out during the day...odds and ends that come. Yes, he will have duties of cleaning hallway areas and the front entrance, etc. doing little patrol. The cleaning is going to be done at night with the lead custodian and custodians under them. I don't have the total staffing with me tonight for the McDonough School but again the day custodian is basically to work with the principals and the teachers to address problems that come up during the day...set ups, spills, etc.

Alderman Clancy stated the porter is going to spend most of his day in the cafeteria.

Mr. Thomas stated in addition as we mentioned last night there are 2.5 floater positions. Now, if there is a need to assign additional staffing during the day to West High School and McDonough or any other school the flexibility is built into the contract. But, again, I don't think that you can compare what was done ten years ago, what was done this year to what's going ahead with Service Master.

Alderman Clancy stated my contention is did you people get back to the principals before you had these things all straightened out. Did you give them the opportunity to say yea or nay and ask what their thoughts were.

Mr. Annis replied we asked them their thoughts and we requested their input prior to going out for the proposals. We didn't afterwards, no because once again we've said we were committed to letting the experts give us their proposal in how they could get the job done and achieving a

level of service that we all thought we deserved. If we went back and said to them well, no we don't think this school is right or that school is right or this one is based on principal's input or my input or yours or anyone else's then we're not allowing them to do their job, to really tell us what it takes. They're committed to cleaning the buildings, they've said they can do it with this staffing and if they can't then they've said that they'd use their own resources to bring on additional people to get the job done.

Alderman Clancy stated they are there almost 250 days a year, they know the problems.

Mr. Annis stated the principals, yes and they were consulted.

Alderman Clancy stated I was approached by a principal today who said that you people didn't get back to them before this was handed out.

Mr. Annis stated I just said that. We asked them for their input at the beginning of the process.

Alderman Clancy stated you didn't get back to them, did you.

Mr. Annis reiterated at the beginning of the process as asked for their input. When the proposals came in we never had any idea of going back to them because we asked the companies to come forward with their proposals on how they could get the job done. They did that.

Alderman Clancy stated don't you think it would have been nice to ask them what their input would have been.

Mr. Annis replied we did ask them for their input at the beginning and throughout the process. In fact, we had a principal, Principal Girard who was on the Committee and he had several concerns. For instance, he thought that there should be more Zone Managers. The original proposal from Service Master had two zone managers splitting up the schools in half. With his input and with the Committee's input we added another Zone Manager so that each principal would have more face time with someone to discuss the issues of their building.

Alderman Clancy stated that's fine but how can one person take care of three buildings at Central High School.

Mayor Wiczorek stated that is not for us to answer. We hired somebody or we're going to be hiring somebody to do a job that has to be done. We're not telling them how to do it.

Alderman Clancy stated I'm not saying we were, but I just saying that I don't think one person is enough at that high school.

Mayor Wiczorek stated it depends on what he is going to be doing.

Alderman Clancy stated he is going to be spending most of his time in the cafeteria during the daytime.

Mayor Wieczorek asked doing what.

Alderman Clancy replied probably mopping up or doing something.

Mayor Wieczorek stated let's depend on the people who do this for a living. The principal is responsible for his building. Last night there was a joint meeting of the Board of Mayor and Aldermen and the Board of School Committee and voted unanimously to go ahead and proceed with this to make a recommendation to this Board tonight. So, here we are.

Alderman Shea stated I think Alderman Clancy brings up an important point that I think that from the point of viewing of proceeding of the plan after a few weeks or a few months, I think that it will brought out that there probably will be a need to rotate, I don't know just how many night people say there are going to be a Central High School maybe there will be five or six, but there may be a decision that will have to be made to possibly rotate someone and have them come in at a different time depending upon what the workload might be and I think that you're going to be consulting with zone people and other types of people to take that into consideration...he has a very valid point because I ran a summer school there and I know you have three different buildings and there are three or four assistant principals and they'll be calling over the intercom so I think this is an important point he is raising. Certain schools don't need the same kind of supervision that others might need.

Mr. Thomas stated if you note in the presentation last night what was presented was the minimum staffing. What we are trying to do in this contract is build in enough flexibility so that we can address the problems that come up. I'm sure we're going to have some situations as we get into this, as we start staffing up, as Service Master gets into it. It may require an additional person here and there. The flexibility is in the contract, the contractor is guaranteeing clean schools, we have performance bonds, we have retainage, we have their word that it can be done and the flexibility's in the contract. So, we hear these concerns. Early in the process once the staffing and assignments have been finalized I'm sure that we can get Service Master to meet with the principals on the whole to discuss any concerns that they have or review particular issues. Again, yes the principals know their operations, their input is important. What we wanted to see, what we thought was very, very important as a minimum we wanted to see one head custodian in all of those schools...we would like to see that head custodian during the daytime, work there for the rest of his life and build a rapport with the principal and teachers in that school so that they are one of the facility employees more or less. So, again I hear your concerns but I firmly believe that we have the flexibility and the assurances from Service Master that they can meet our needs.

Alderman Girard stated the way the contract is proposed if one day porter proves to be overmatched by Central or West or Memorial is there the flexibility to add a second day porter at those or any other facilities that may need it.

Mr. Thomas replies yes; that flexibility is in the contract.

Alderman Girard asked could you make sure that we all understand what the day porter's job is. I think if you were to talk to different principal's who have different ideas of what day porters should and shouldn't do in their schools could you outline for us what the day porters are going to be doing in the schools and I see a Service Master gentleman has the mike, perhaps in addition to outlining that he could also explain why he believes one day porter is sufficient for Central High School.

Mr. Steve Stephens stated the question being definition of "day porter". The staffing chart that you saw yesterday outlined head custodian, lead custodian and custodians. Now, as I'm understanding day porter/head custodian is that what...

Alderman Girard stated I think what Alderman Clancy is driving at is the primary person in the building during school hours.

Mr. Stephens stated as I refer to that person I will call him the head custodian.

Alderman Clancy stated there are three buildings over there, how can one person take care of three buildings.

Mr. Stephens stated the way that the staffing is put together...we surveyed every building and decided as to how the leadership of the buildings should take place with would be the head custodian having a one-on-one relationship with the principal. Each building has that. For the second shift where the primary cleaning is done there is a lead custodian...I think all but one building has that, all of the school buildings had it. So, both shifts if you will are covered that way. As to how the actual cleaning gets done and the rest of the responsibilities assigning the custodians, each school is different and one of the things that is very difficult to explain here and have you be able to visualize is how we utilize technology and equipment to raise that level of FTE efficiency that I referred to last night. In terms of the actual head custodian being the leader of that group that person will be supported by the custodians who are assigned perhaps differently than is currently the case. The other thing that we do will be maintaining clean schools starting September 1. It is more difficult to attempt to maintain the schools in the condition they are in than to maintain them when they are clean which is why the catch up cleaning program is set for this summer. So, you will see a difference in what it takes to maintain clean than to get it clean or to try to maintain dirt.

Alderman Girard stated I guess what I'm interested in and I think what will be helpful to members of this Board, given the size for example of Central High School...the idea that there

will only be one person or there is proposed to be only one person in those buildings at that school during the day when school is in session I think causes some concern. So, if the duties of that day person, head custodian, whatever you call him or her are known to the Board and defined, I think we might be a little more at ease with the idea that one person can handle it and I know I'm satisfied that if one person can't the contract will allow us to bring more in, but what is the purpose of that day person.

Mr. Leadbetter stated there may be a slight misconception on the fact that there is only one person there during the day. One of the things we will be doing this summer is to develop what we call "work schedules". Our start-up team will go through every school, count every fixture, look at the floors to see if they're wood floors, carpet, etc.. We'll meeting with the principals and everybody else we can talk to to try and get a feel on the use of the buildings, the hours of the buildings, the hours of operations and then all of the activities that happen during the day that are non-cleaning that will fall on the head of that head custodian and we may have some split shifts, we may have, especially in elementary schools, someone come around lunch time to help in the cafeteria; that is all part of developing work schedules which is really not that important during the summer because you're in a project mode, but those work schedules need to be in place when school starts so we can maintain the work that we do this summer. So, that is all part of our normal start-up procedure. As far as the head custodian, he or she is the person who is the Captain of the Ship, so to speak or the Lieutenant, the principal would be the Captain, but that person will have some responsibilities during the day, some minor cleaning activities, some minor preventive maintenance, policing of the grounds. But, as Frank said we'll do a lot of the moving, the set-ups...just those things that come up during the day but they would also be running a dry mop through the hallway, possibly doing some floor work but they really will be in charge of all of the activities during the day. But, that doesn't mean in a high school that there might not be an additional person during the day.

Alderman Girard stated so it is not then set in stone right now that Central High School will only have one person during the day.

Mr. Leadbetter stated we look at it from a macro when we develop the staffing level. The work schedules will decide the hours and who does what. Every building with have a color-coded work schedule indicating who's responsible for what and when.

Alderman Cashin stated we've gone out and hired professional people to handle our problems with the schools and I think we have to give them the time to do it. Now, I've had associations with Service Master for 25 years and I'll tell you this and they can correct me if they want to, if anything goes wrong they're going to correct it because they know their reputation is on the line and it's going to get corrected and if they say you need one person or two people why don't we just listen to them and let them do what we're paying them to do. And, I think you're going to be very happy with the results if you just give them the opportunity and I'd ask tonight that the vote be unanimous and let's put this to bed and let's get on with it.

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

Alderman Thibault moved to accept, receive and adopt the report of the Committee as amended. Alderman Pinard duly seconded the motion. There being none opposed, the motion carried.

Alderman Wihby stated I would just like to make sure that the Board has the Hydroelectric presentation at the next meeting.

Alderman Hirschmann stated I did get a complaint at my home because the Zoning Board of Adjustment had a case on its agenda and people that were scheduled to be heard/testify late in the evening noting the agenda had been jockeyed around, so as a result some people were never heard and a rehearing had to be rescheduled.

Mayor Wieczorek stated it would be helpful to my office if you would forward a note to me so that we could notify the ZBA.

Alderman Girard stated frequently when we get into the construction season and the summer months the meetings of the Zoning Board of Adjustment go very long because they have a number of requests and as you know it's not uncommon for those meetings to go after midnight, one, two in the morning. I know I've been there. Could we send a request to the Zoning Board of Adjustment to meet more frequently when their caseload gets heavy because I think it's unreasonable to have citizens of the City there until one or two o'clock in the morning so they can have their case heard because they will only want to meet once-a-month. I don't think that's tending to the needs of the public. I think they should meet more frequently as their caseload demands.

Alderman Pariseau stated no matter what you do, as a former member of the Board of Adjustment, you could have three cases and be there all night.

Alderman Girard stated maybe they should set a cut off or something so that they're not sending people there.

Alderman Pariseau stated then they run into a problem with scheduling this facility.

Mayor Wieczorek stated I understand they are addressing that issue.

Alderman Klock asked are you making a motion.

Alderman Girard stated I would like to...

Mayor Wieczorek stated I just got done telling you that he is addressing that issue now.

Alderman Girard stated he, being the City Clerk.

Mayor Wieczorek replied yes, he being the City Clerk.

Alderman Klock asked can I ask what he is doing.

Deputy Clerk Johnson stated the Clerk's Office was just advised that the ZBA did, in fact, hold more than one meeting a month last summer when they ran into that problem and my understanding from the Chairman is that they intend to continue with that practice again.

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

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

Mayor Wieczorek called the meeting back to order.

There being none further business to come before the Board, on motion of Alderman Shea, duly seconded by Alderman O'Neil, it was voted to adjourn.

A True Record. Attest.

City Clerk