

BOARD OF MAYOR AND ALDERMEN

April 4, 2000

**7:30 PM
Aldermanic Chambers
City Hall (3rd Floor)**

Mayor Baines called the meeting to order.

The Clerk called the roll.

Present: Alderman Gatsas, Levasseur, Sysyn, Clancy, Pinard, O'Neil,
Lopez, Shea, Vaillancourt, Pariseau, Cashin, Thibault, Hirschmann

Absent: Alderman Wihby

Mayor Baines called a recess to allow the completion of the public participation meeting.

Mayor Baines called the meeting back to order.

Mayor Baines requested Alderman Hirschmann, Thibault and Cashin to join him in a presentation.

Presentation to the April recipient(s) of the "Spirit of Manchester" Award.

Mayor Baines stated a very special award is part of what we do in Manchester. Recognizing those who go above and beyond to demonstrate the importance of good citizenship in our community. It's a special honor for me obviously tonight as the former principal of Manchester High School West to stand with three aldermen from the west side whom I worked with very closely during my years as principal, and will be working well with on the other side of the river so to speak. To be honest with you we are standing here to honor people who really made a difference. I know the only role that most of us had was simply saying to Dick Mailloux I'm going to do anything I can to support you and then get out of your way. Basically, we did that and the parents of West High School, during my 20 years just committed so much to that school. When people talk about the success of that school, you have to talk about the parents who truly have committed to making that school work on behalf of all the children that are serviced by that institution now for almost 80 years. It's my pleasure to inform you that the West High School Fitness Center Committee has been chosen by the judging committee for the April recipient of the Spirit of Manchester Award. The Spirit of Manchester Awards Committee represents For Manchester. The Spirit of Manchester Awards program was developed to recognize individuals and groups in the community that have contributed to the quality of life in Manchester. The judging committee deemed the efforts of the West High School Fitness Center Committee to be "above and beyond the call of duty" and that is truly and understatement. The West High School Fitness Center Committee unselfishly raised an estimated \$750,000 towards the construction of the fitness center at West High School. \$175,000 in cash contributions, the

remainder in-kind labor and construction equipment donations. The effort is giant. In terms of providing an atmosphere where children can congregate for a positive experience. The Committee's efforts are also to be commended for implementing funding provisions for maintenance, and saving the City thousands of dollars. Alderman Keith Hirschmann, joined by Alderman Thibault and Alderman Cashin will present the congratulatory certificates and honoree pins to every committee member. Pat and Dick Mailloux will present several words on behalf of the Committee.

Mayor Baines called Dick up stating if you are looking for somebody who can be a role model for parents in the community, first he and his wife have raised a terrific family, a family that has contributed and taught their children to really commit to the betterment of the school. They have led by example, and I'm proud to recognize them this evening, and also call them friends. Mayor Baines presented Mr. and Mrs. Mailloux.

The awards were presented to Dick and Pat Mailloux, Jerry Perron, Bob and Donna Soulard, Gail York, Roger Young, Ken Warden, Ray Clement, Glen and Denise Boile, Brian and Pat Davitt, Mark and Cookie Godfrey, Michael and Pat Donohue, Leo Ducharme, and Sonny Marcotte.

Mr. Mailloux wanted to say to all the people who were on this committee a job well done. Mr. Mailloux commented on the hard work including Sundays, the time away from families, the money, the effort. Mr. Mailloux stated these people standing here went beyond what anybody can possibly imagine. However, I must say that these people there were other people out there who donated their time and effort towards this cause that was so needed and did a terrific job. Mr. Mailloux stated there were numerous workers who actually worked on this project, too numerous to mention, however there were outstanding people like Pat Longo with the Union and came out worked Saturdays and Sundays. Others such as electrical contractors and union, there were numerous people who worked on this. It was a team effort and it lasted close to three years, two years in the making to get through the red tape. I would like to say that somehow people who volunteer need to have a helping hand, because there are other parents out there who want to get out there and help, but there is not way of doing this. It was an uphill battle to climb just to find out how to do this. Mr. Mailloux stated I think you'll find that there are a lot more volunteers out there who want to see our children receive an education.

Mayor Baines stated the other thing that I want to say before Dick steps aside is that this is really a tribute to the three aldermen here because in those days I was a high school principal looking for the help of city government and we had a lot of people in city government who were saying you can't do it. Well our volunteers can't do this, parents can't to it, they won't do this right they can't do that right, I want people in city government to come over and see when parents are given the support and encouragement that they need to do a job that it can be done. I'll never forget that night we stood there and walked through that abandoned area of the school which was infested with things that pigeons drop, and now you look at it seeing a state of the art facility and I can remember these three aldermen talking to some people of the city government saying we are going to work with them to make it happen. But Dick, the tribute and the

commitment really goes to you, you were the heart and sole behind this project. You stayed with it from day one despite all the obstacles, all the discouragement, all the people who told you, you couldn't do it, you did it, it's a tribute to you and because of you, thousands of young men and women for many years to come that go into that school and participate in that educational environment will always have you and all these people who lined up in support of you to thank you for a job well done. It's a great honor for me as Mayor of Manchester now, to say Dick Mailloux we are indebted to you for all you've done on behalf of the children of Manchester.

CONSENT AGENDA

Mayor Baines 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 Pole Petitions numbered 920224, 920234 and 920875.

Informational to be Received and Filed

- C. Copies of minutes of a meeting of the Airport Authority held on January 27, 2000.
- D. Communication from Executive Councilor Colantuono submitting the State Department of Transportation's Calendar Year 2000 Resurfacing Program Map.
- G. Communication from Attorney Vincent Wenners submitting a notice of offer to purchase land and buildings bounded by Lake Avenue, Elm, Chestnut, Auburn, Willow and Cedar Streets by the Manchester Housing Authority on behalf of the City of Manchester pursuant to RSA 498-A:4.
- H. Communication from Attorney Vincent Wenners submitting a public notice of offer on condemnation for property bounded by Lake Avenue, Elm, Chestnut, Auburn, Willow and Cedar Streets pursuant to RSA 498-A:4.

Accept Funds and Remand for the Purpose Intended

- I. Communication from the Deputy Finance Officer advising of the receipt of a \$50.00 donation from Form Specialists towards the D.A.R.E. Program.
- J. Communication from the Deputy Finance Officer advising of the receipt of \$3,160.33 in the City's share of Forfeiture Funds in two federal drug cases.

REFERRALS TO COMMITTEE

COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS

- K.** Communication from the Economic Development Director seeking authorization to develop an amendment to Ordinance 130.24 Public Drinking to allow alcoholic beverages in sidewalk dining areas as a means of increasing the attractiveness of Downtown to new hospitality businesses.
- L.** Communication from Nancy Letizia, President of The Friends of the Manchester Animal Shelter (FMAS) seeking to enter into a contract between FMAS and the City allowing FMAS to assume responsibility for maintaining and operating the shelter in cooperation with the Manchester Police Department.
- M.** Communication from Christian Rand and Tiffany Lane expressing their displeasure with MediaOne's rates.
- N.** Communication from US Bureau of Census requesting to hang banners at City Hall Plaza and across McGregor Street in front of the Catholic Medical Center during the month of April.

COMMITTEE ON BILLS ON SECOND READING

- O.** Petition for Rezoning of parcels of land at the intersections of March Avenue, Gold Street and John E. Devine Drive (Tax Map 438, Lots 2, 3 and 4B) from I-3 to B-2 submitted by Attorney James Tamposi, Jr. on behalf of Properties, Inc.

COMMITTEE ON FINANCE

- P.** Appropriating Resolution:

"Appropriating all Incremental Meals and Rooms Tax Revenue Received by the City in Fiscal Year 2000 and held in the Civic Center Fund, for the payment of the City's Obligations in Said Fiscal Year Under the Financing Agreement."

- Q.** Appropriating Resolution:

"A Resolution Appropriating to the Manchester Aggregation Program the sum of \$652,609 from Aggregation Fees for the Fiscal Year 2001."

- R.** Appropriating Resolution:

"A Resolution appropriating to the Manchester Airport Authority the sum of \$32,247,000 from Special Airport Revenue Funds for Fiscal Year 2001."

- S.** Appropriating Resolution:

"A Resolution Appropriating to the Central Business Service District the sum of \$230,000 from Central Business Service District Funds for Fiscal Year 2001."

- T.** Appropriating Resolution:

"A Resolution appropriating the sum of \$10,900,822 from Sewer User Rental Charges to the Environmental Protection Division for Fiscal Year 2001."

U. Appropriating Resolution:

“A Resolution appropriating to the Manchester Transit Authority the sum of \$663,330 for the Fiscal Year 2001.”

V. Appropriating Resolution:

“A Resolution appropriating the sum of \$3,149,254 from Recreation User Charges to the Recreation Division for Fiscal Year 2001.”

W. Appropriating Resolution:

“A Resolution appropriating to the Manchester School District the sum of \$108,007,425 for the Fiscal Year 2001.”

X. Appropriating Resolution:

“Raising Monies and Making Appropriations for the Fiscal Year 2001.”

Y. Bond Resolutions relating to proposed expedited CIP projects and Committee recommendations:

“Authorizing Bonds, Notes or Lease Purchases in the amount of Five Hundred Thousand Dollars (\$500,000 for the FY200 CIP 831600, Cohas Brook (SE Area) Fire Station.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Two Hundred and fifty Thousand Dollars (\$250,000) for the FY2000 CIP 831100, City Security System.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Five Hundred Thousand Dollars (\$500,000) for the FY2000 CIP 510100, Riverfront Development.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred and Seventy Five Thousand Dollars (\$175,000) for the FY2000 CIP 711100, Granite Street Road & Bridge Widening.”

“Authorizing Additional Bonds, Notes or Lease Purchases in the amount of Two Hundred and Fifty Thousand Dollars (\$250,000) for the FY2000 CIP 710100, Annual ROW Reconstruction.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Four Million, Three Hundred and Forty Thousand Dollars (\$4,340,000) for the FY2000 CIP 831200 School Capital Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Five Hundred and Fifty Thousand Dollars (\$550,000) for the FY2000 CIP 750400, Sidewalk Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred and Ninety Thousand Dollars (\$190,000) for the FY2000 CIP 711000, Bridge Rehabilitation Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Four Hundred and Seventy-five Thousand Dollars (\$475,000) for the FY2000 CIP 831500, Somerville Street Station Completion.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Four Hundred and Twelve Thousand Nine Hundred Seven Dollars for the FY2000 CIP 511500 Park Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Sixty Thousand Dollars (\$160,000) for the FY2000 CIP 330600 School Recreation & Parking Lot Improvement.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Million, Three Hundred Thirty-seven Thousand and Ninety-three Dollars (1,337,093) for the FY2000 CIP 511600, West Memorial Field Improvement.”

Z. Resolution:

“Continuation of the Central Business Service District”

AA. Resolutions relating to amendments proposed by CIP Committee presently before the Committee on Finance:

Amending the 1990, 1997, 1998, 1999 & 2000 Community Improvement Programs, transferring, authorizing and appropriating funds in the amount of Twenty-six Thousand Eight Hundred Thirty-three Dollars and Eighty-eight Cents (\$26,833.88) for certain 2000 CIP projects.”

“Amending the 1996, 1997, 1999 & 2000 Community Improvement Programs, transferring, authorizing and appropriating additional funds in the amount of Ten Million, Two Hundred Thirteen Thousand, One Hundred and Seventy-one Dollars and Forty-one Cents (\$10,213,171.41) for certain 2000 CIP projects.”

COMMITTEE ON LANDS AND BUILDINGS

AB. Communication from Jay Taylor advising of antenna lease fees received relating to the Hackett Hill Property and requesting the Board establish a special non-lapsing account dedicated to help offset future expenses required as a result of the development of the proposed business park.

REPORTS OF COMMITTEES

COMMITTEE ON COMMUNITY IMPROVEMENT

AC. Recommending that the Board of Mayor and Aldermen advise the State of New Hampshire Department of Transportation that it supports the I-293 Interchange improvements with the Allard Drive and Turner Street options as enclosed herein.

The Committee notes that the Public Works Director and the Planning Director have concurred that the above referenced options are in the best interest of the City in that it will minimize the impacts to the neighborhoods.

COMMITTEE ON HUMAN RESOURCES/INSURANCE

AD. Recommending that a request from the Chairman of the Board of Assessors for additional funding for severance pay due to the retirement of Ken Pitman be granted and approved not to exceed \$17,600; such funds to be covered through Salary Adjustment, Contingency or a combination of both.

AE. Recommending that a request from the Chief of Police to restore 302 hours of sick time to Robert Josephson (Information Support Specialist) be denied. The Committee notes that such recommendation is based on the ruling from the City Solicitor.

COMMITTEE ON JOINT SCHOOL BUILDINGS

- AF.** Advising that it has accepted the enclosed project summaries and architect's, engineer's and contractor's reports for the month of March relative to High School Stage Renovations, Parkside Addition, Parkside Life Safety, Northwest Elementary Reroofing, Henry J. McLaughlin Jr. Middle School, Memorial High School Science Lab and Other Improvements - Phase II, ADA Accessibility/School Elevators McDonough School, Central and West Heat & Ventilation Improvements - Year III, Central and West Heat & Ventilation Improvements - Phase IV, West Industrial Arts/Tech Ed Improvements, and Junior High School - Tech Ed and is submitting same to the Board for informational purposes.
- AG.** Advising that is has accepted the attached NORESKO February 2000 Progress Report and is submitting same to the Board for informational purposes.
- AH.** Advising that is has voted to accept the Policy on Major Capital Improvements to School Buildings by Volunteers as enclosed herein.

SPECIAL COMMITTEE ON THE SCHOOL DEFICIT

- AJ.** Advising that it has requested a scope of services be developed by the Finance Officer and the School Superintendent for a reconciliation of numbers relating to the school portion of debt service which is to be reviewed and approved by the Mayor. It is intended that such review of the numbers is to be conducted by an outside auditor. The Board of Mayor and Aldermen and the Board of School Committee will be contacted for approval of the review with costs to be borne by the City and the School District on a 50/50 basis.

In response to various requests for removal of appropriating and bond resolutions, it was suggested that these item be allowed referral to the Committee on Finance, and be discussed at that level. Members of the Board so concurred.

HAVING READ THE CONSENT AGENDA ON MOTION OF ALDERMAN ONEIL, DULY SECONDED BY ALDERMAN LEVASSEUR, IT WAS VOTED THAT THE CONSENT AGENDA BE APPROVED.

- B.** Communication from Alderman Lopez updating the Board of the first meeting of the MDC Travel Convention Committee held on March 13th.

Alderman Lopez noted with the number of names seen in the correspondence provided, it was a very enthusiastic group in providing Manchester with a tourism, convention center so to speak, to identify the restaurants, the arts and the other history we have in Manchester for tourism.

Alderman Lopez moved to receive and file the communication. Alderman Hirschmann duly seconded the motion.

Alderman Hirschmann noted that some aldermen did take a trip to South Carolina and in South Carolina they had that specific task over a three year period to help with their civic center. The hotels, the restaurants, they all come together as one group and the downtown district is really revitalized due to that effort.

Mayor Baines called for a vote. The motion carried.

- E. Copy of a communication from Attorney Dean Eggert to Superintendent Tanguay relative to proposed amendments to the City Charter.

Alderman Shea stated my question, which could be directed to the City Solicitor, he wondered if the Solicitor received any response to the request made at our last meeting regarding state statutes which might pertain to Alderman Wihby's proposed amendment to the City Charter. Solicitor Clark stated at the last meeting the Board directed his office to revise the proposed Charter Amendment in accordance with what we believe state law is, and to send that revision to the Attorney General's office and to the Secretary of State's office for review. That is in the process of being done. We have revised it. We believe what we have drafted so far is in alliance with state law. We've removed the line item budget issue. We're not in agreement with the Attorney Eggert's letter, we believe the judge made his decision based upon the City Charter, and if the charter is revised or amended than a different outcome could occur but we are in the process of sending it to the Attorney General for review.

Alderman Shea asked if it had been sent yet.

Solicitor Clark advised it would be going in the morning.

Mayor Baines noted it would then come back to the Board at the next meeting as we requested. Alderman Vaillancourt stated he would like to ask the City Solicitor's response to one paragraph in particular on the second page "As William Shakespeare observed 'a rose by any other name is still a rose.' The proposed charter amendment does nothing to change any of the reasons why Justice Nadeau found that the District was not a department of the City. Therefore, it is our opinion that proposal to refer to the District as a 'department' in Section 4.01 achieves nothing, and in fact, would be potentially misleading to the public as to the legal status of the District." I would like your opinion on that one paragraph.

Solicitor Clark responded we believe that the proposed amendment would change the way the law is read and we do not agree with that paragraph.

Mayor Baines stated by the time of the next meeting, we'll have an opinion from the state and then we can discuss it on its merits.

Alderman Levasseur stated it was not to discuss whether the merits of the statute itself is appropriate to be put on the charter, but what I have a concern with is, what exactly does Mr. Tanguay have for time on his hands to be writing letters to attorneys questioning whether this is something that can be put on the charter or not, we haven't even finalized it yet, it hadn't been given. If he had a question was it inappropriate for him to ask the City Solicitor that we already pay instead of having to go out and cause the city billable hours to Wadleigh, Starr and Dunn for something like this. We haven't even finalized or talked about this. Is this how our money is being spent. Being spent questioning something that we haven't yet resolved in our own yet. If we have resolved this and have the statute completely finalized by our own City Solicitor, and I

agree with the City Solicitor I did my research on this, there is no reason why we can't do this. This is where our money is being spent, I have a real problem with that, if he has this much time on his hands, he should be more worried about his budget than worrying about charter amendments being important right now. It cost the City money for him to do this.

Alderman Shea stated all he wanted to do was raise the issue, and moved to receive and file the communication. Alderman Pariseau duly seconded the motion. The motion carried.

Alderman Vaillancourt stated not to defend the superintendent, but I believe the law firm of Wadleigh, Starr and Peters serves as the legal counsel for the School department.

Mayor Baines responded that was correct.

Alderman Hirschmann and Levasseur commented at what cost.

Alderman Vaillancourt noted his question would have been what did this cost.

Mayor Baines suggested some of these people run for the charter commission next time there was one and could spend nine months discussing this issue.

- F.** Communication from Manchester Water Works advising that the Board of Water Commissioners has considered the request regarding elderly exemptions and has tabled the matter pending further information.

Alderman Gatsas rather than receiving and filing this item, he thought the Water Works was working at the feasibility of looking into a reduction or the possibility of a reduction of water rates for seniors and low income people, so if they are going to meet again on this issue he would like to see the item tabled.

Alderman Gatsas so moved to table the communication. Alderman Thibault duly seconded the motion. The motion carried.

- AI.** Report of Special Committee on the Civic Center advising that it has directed a letter to Attorney Sklar requesting clarification of his statement which appeared in the Union Leader.
(Note: Copy of letter sent enclosed.)

Alderman Vaillancourt stated that at a previous meeting the mayor noted how things should be done in the open and should be discussed in public so I think it's important to note again that Attorney Sklar was quoted in the Union Leader and this came up at a meeting last week in regard to the civic center and the labor agreement. I think it's imperative that this Board have information directly from people and not have to read things on a second hand source. We cannot cross examine a newspaper article. I think it's always important that we get the person in front of us, so my question would be what has been the response from Attorney Sklar regarding this request.

Deputy Clerk Johnson advised that a response had not been received as yet. A letter had been sent as enclosed with the Board's package.

Mayor Baines stated and as soon as a letter is received it will be sent to all members of the Board.

Deputy Clerk Johnson stated it would be reappearing to the Civic Center Committee and we can send a copy to the Board if they desire.

Alderman Gatsas asked Solicitor Clark if he had heard anything from Mr. Sklar.

Solicitor Clark responded that he had not spoken to him directly, I was in contact with Attorney Craig who I believe has and Mr. Sklar said he was preparing a response.

Alderman Gatsas asked if we knew when it was coming.

Solicitor Clark responded he did not know that, he assumed it would be soon.

Alderman Cashin asked who was going to follow up and see how long it was going to take to get that response.

Solicitor Clark stated he would call him in the morning, if they like.

Alderman Cashin requested he do so, and that the response be forwarded to the whole Board. Mayor Baines noted to advise Attorney Sklar they would appreciate a quick response.

Alderman Lopez noted they would get a letter and they would ask questions and the individual would not be here, could he be invited at the next meeting.

Alderman Lopez so moved to request Attorney Sklar to appear before the Civic Center Committee at its next meeting. Alderman Thibault seconded the motion.

Alderman Cashin stated if we are going to invite him before the Board why ask him to write a letter. Alderman Cashin stated wouldn't it make more sense to get the letter, read the letter and then we can decide if they want to talk to this individual. He noted that once they received the letter they may not want to talk with him.

Alderman Gatsas asked if the gentleman would be required to appear before the Board. Mayor Baines advised that if he were asked he could accept or decline. Solicitor Clark so concurred.

A roll call vote was taken on the motion. Aldermen Vaillancourt, Thibault, O'Neil, Lopez and Shea voted yea. Aldermen Pariseau, Cashin, Hirschmann, Gatsas, Levasseur, Sysyn, Clancy, and Pinard voted nay. The motion failed.

Mayor Baines advised they would proceed with the letter and go from there.

Alderman Vaillancourt questioned a point of order stating when the Board is in the voting mode, as I understand it the proper vote would be yes or no, and not an explanation, is that the ruling of the Mayor or is the Mayor going to allow explanations as we vote.

Mayor Baines stated normally, although I have seen it many different ways, I would appreciate it if you would vote just yea or nay.

Alderman Vaillancourt noted the request had nothing to do with this particular vote, but it is something that I recall from last December there were long speeches made prior to certain votes, I was calling to find out if your honor intends to allow speeches prior to votes.

Mayor Baines stated he would deal with that on a case by case basis, generally speaking he thought the Board should respect voting yea or nay because the time for opinion should be during discussion.

Alderman Vaillancourt stated he certainly would be capable of providing long speeches. Mayor Baines noted he understood that and felt there would be some agreement on not having the speeches.

Nominations were presented by Mayor Baines as follows.

Alderman Real Pinard to fill the unexpired term of former Alderman Cheryl Klock on the Heritage Commission; term expiring January 1, 2002.

Alderman O'Neil moved to suspend the rules to confirm the nomination of Alderman Pinard. Alderman Clancy duly seconded the motion. There being none opposed the motion carried.

Alderman Sysyn moved to confirm the nomination of Alderman Real Pinard to the Heritage Commission, term expiring January 1, 2001. Alderman Pariseau duly seconded the motion. There being none opposed, the motion carried.

Nomination of John Mercier to succeed himself as a member of the Manchester Airport Authority, term expiring March 1, 2003.

Alderman O'Neil moved to suspend the rules to confirm the nomination of Mr. Mercier. Alderman Clancy duly seconded the motion. There being none opposed the motion carried.

Alderman Pariseau moved to confirm the nomination of John Mercier to the Manchester Airport Authority. Alderman Cashin duly seconded the motion. There being none opposed the motion carried.

6. Confirmation of the nomination of William Houghton to fill the unexpired term of Mike Lopez as a member of the Fire Commission, term to expire May 1, 2002.

Alderman Pariseau moved to confirm the nomination of William Houghton to the Fire Commission, term expiring May 1, 2002. Alderman Lopez duly seconded the motion. There being none opposed the motion carried.

Mayor Baines congratulated Mr. Houghton noting his voluntary efforts to the youth programs in south Manchester and stating it was an honor to nominate him. Mayor Baines noted that Mr. Houghton was filling the union opening required by the Charter for the Commission.

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

Mayor Baines called the meeting back to order.

OTHER BUSINESS

Alderman O'Neil asked if the Board could address the tabled item, noting there was a non-city employee awaiting discussion of that item and the hour was becoming late.

Alderman O'Neil moved to remove item 17 from the table for discussion. Alderman Thibault duly seconded the motion.

Alderman Vaillancourt asked if taking the item out of order required a unanimous consent. City Solicitor Clark advised it did not.

Alderman Vaillancourt asked if it required two-thirds or how many votes.

City Solicitor Clark stated there was no requirement in your rules, it's the Mayor as the presiding officer could decide which way to go.

Mayor Baines stated he had allowed this item to be taken out of order at the request of a member of the Board.

Mayor Baines called for a vote on the motion to remove the item from the table. The motion carried with Alderman Vaillancourt duly recorded in opposition.

17. Communication from the Policy Director of the Society for the Protection of NH Forests seeking the Board's support of the Establishment of a Statewide Land and Community Heritage Investment Program.
(Tabled 3/7/00)

Alderman O'Neil moved to support Senate Bill 401. Alderman O'Neil stated the explanation that he had been given on this was that he thought it would be in the city's best interest, we have several opportunities if this funding existed we possibly could take advantage of. My

understanding the mechanics would be similar to what we have done with the railroad trestle, we went up to testify with the parking garage on South Commercial Street that monies would be available for certain, an example was given of a possible park in southeast Manchester, if the land adjacent to Crystal Lake that there might be some money available.

Alderman O'Neil again moved that the Board of Mayor and Aldermen support Senate Bill 401. Alderman Levasseur duly seconded the motion.

Alderman Vaillancourt stated this is a very bad idea. The good news is that they are only asking for \$6 million that the State does not have. The bad news is that the State does not have \$6 million. And I speak to you tonight as a State Representative, as well as an alderman. Right now the State is running a deficit of around \$40 to \$50 million. I suggest that the only honorable thing to do if you are going to vote to recommend the State to spend six more million dollars that it does not have, is to be honest about it and to say at the same time what you would like the State to do to come up with this money. Do you want to go and recommend an income tax. Do you want to recommend a sales tax. Do you want to recommend gambling. What do you want the State to do to come up with \$6 million that it doesn't have, in addition to the \$50 million that they are now running a deficit. The good news is that this won't directly cost the citizens of Manchester anything because it's something that's determined at the state level. The bad news is that it will cost the citizens of Manchester something because everything at the state level eventually comes back to the local level. The good news is that some trees are going to be saved if this bill passes. The bad news is, and you've been deceived, that this money is never going to come back to Manchester. We were told earlier that 95 towns have passed this. Well how many of those towns are going to get this money, this \$6 million back. Very few. This is not the kind of bill that's meant for city developments or parks, or anything like that. This as you'll notice on the front page of the Union Leader, just by coincidence today is meant to save more lakes like Lake Carlton up in the White Mountain National Park. I sat on the Public Works and Highways Committee three years ago, when the State voted to spend another million dollars it didn't have to save Lake Carlton. It is up between Warren and Piermont. And one of the gentlemen that came in to testify at that time, talk about economic development, was a man who lived up in Warren, and said he could sell more jars of mustard if this bill passed. Well the goal of the people behind Lake Carlton wasn't to get more people to go to Lake Carlton, the goal was to take Lake Carlton away so nobody would set foot on it again. Now, I don't consider myself an anti-environmentalist. I've climbed every 4,000 foot mountain in the State of New Hampshire. Stood atop all 47 of them, unless they've added a couple of others in the last couple of years. But we don't need this. We have so much forest land in this state that you could walk the rest of your life and never set foot in the same place again. This is a bad piece of legislation that the City of Manchester should not get behind. There are things the City of Manchester should say we should do or should not do and recommend at the state level but adding \$6 million more that the State does not have is not one of them. So I don't know how anyone in good conscience can say this bill should pass when we don't have the money and there are more important things to do if we did have the money. Such as sending more money back to

Manchester to educate our children. This is just another indication of priorities that have gone askew but it's one step beyond that because it's not even being discussed in the proper forum. Alderman Gatsas asked, can we get a clarification of when this bill is suppose to be heard. Alderman Vaillancourt advised that it's passed the Senate, the House does not meet this week. I assume it will go to a committee before it will come to the floor.

Ms. Jane Beaulieu addressed the Board stating the Senate Finance Committee voted unanimously today to approve the bill.

Alderman Vaillancourt stated he assumed it would pass the Senate.

Ms. Beaulieu stated I do want to mention that there will be money coming to the City. The Southern New Hampshire Planning Commission and the Conservation Commission as well as the Heritage Commission spent three years putting together an inventory of land and historic buildings. Towns there are a list of towns here – Londonderry, Durham, Rochester, Portsmouth, Dover, Concord, Claremont, that has signed this resolution. If we don't sign this resolution, it's just I don't know what to say, but we can't afford to loose any more land in the City or historic buildings.

Alderman Vaillancourt stated you cannot guarantee that this money is coming to Manchester. You cannot sit here and tell us that part of the 6 million will come to Manchester...

Ms. Beaulieu interjected you cannot...

Mayor Baines requested to keep things in order and stated they had enough information on this to move forward.

Alderman Gatsas asked if there was a reason why this Board had tabled the motion, did they want to take it off the table before they let the State react in whatever way they are going to react.

Alderman O'Neil stated when this was presented two or three weeks ago, I didn't understand what it was all about. I received several phone calls. I've asked very specific questions of it. My understanding, and correct me if I'm wrong Jane, is that if a piece of land becomes available that possibly be used for a park or recreation purposes or historical building, there would be some funds available to help secure those pieces of property. The process is very similar to what the T-21 money that you have gone up to testify on your Honor. Alderman Vaillancourt is absolutely right. There is no guarantee.

Alderman Thibault stated that he sits on Southern New Hampshire Planning Commission and certainly nothing about this has come through yet, and we had a meeting last week. So, I don't know where it is at.

Alderman Pariseau moved to table. Alderman Vaillancourt attempted to second the motion.

Mayor Baines stated he was not going to accept the motion at this time until discussion was completed. There being no further discussion Mayor Baines accepted the motion.

Alderman Pariseau so moved to table the item. Alderman Vaillancourt duly seconded the motion. A roll call vote was taken. Alderman Hirschmann, Levasseur, Pinard, O'Neil, Lopez, Cashin, voted nay. Alderman Gatsas, Sysyn, Clancy, Shea, Vaillancourt, Pariseau, and Thibault voted yea. The motion to table carried.

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

“Amending a Resolution ‘Approving the Community Improvement Program for 2001, Raising and Appropriating Monies Therefor and Authorizing Implementation of Said Program.’”

as amended, ought to pass and lay over.

On motion of Alderman Shea, duly seconded by Alderman Lopez, it was voted to accept, receive, and adopt the report of the Committee. None were recorded in opposition.

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

“Authorizing Bonds, Notes or Lease Purchases in the amount of Two Hundred and fifty Thousand Dollars (\$250,000) for the FY2000 CIP 831100, City Security System.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred and Seventy Five Thousand Dollars (\$175,000) for the FY2000 CIP 711100, Granite Street Road & Bridge Widening.”

“Authorizing Additional Bonds, Notes or Lease Purchases in the amount of Two Hundred and Fifty Thousand Dollars (\$250,000) for the FY2000 CIP 710100, Annual ROW Reconstruction.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Four Million, Three Hundred and Forty Thousand Dollars (\$4,340,000) for the FY2000 CIP 831200 School Capital Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Five Hundred and Fifty Thousand Dollars (\$550,000) for the FY2000 CIP 750400, Sidewalk Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred and Ninety Thousand Dollars (\$190,000) for the FY2000 CIP 711000, Bridge Rehabilitation Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Four Hundred and Seventy-five Thousand Dollars (\$475,000) for the FY2000 CIP 831500, Somerville Street Station Completion.”

as amended to \$400,000

“Authorizing Bonds, Notes or Lease Purchases in the amount of Four Hundred and Twelve Thousand Nine Hundred Seven Dollars for the FY2000 CIP 511500 Park Improvement Program.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Sixty Thousand Dollars (\$160,000) for the FY2000 CIP 330600 School Recreation & Parking Lot Improvement.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Million, Three Hundred Thirty-seven Thousand and Ninety-three Dollars (1,337,093) for the FY2000 CIP 511600, West Memorial Field Improvement.”
as amended to the School Park Improvement Program in the amount of \$1,412,093.

ought to pass and lay over; and further that Resolutions:

“Amending the 1990, 1997, 1998, 1999 & 2000 Community Improvement Programs, transferring, authorizing and appropriating funds in the amount of Twenty-six thousand Eight Hundred Thirty-three Dollars and Eighty-eight Cents (\$26,833.88) for certain 2000 CIP projects.”

“Amending the 1996, 1997, 1999 & 2000 Community Improvement Programs, transferring, authorizing and appropriating additional funds in the amount of Ten Million, Two Hundred thirteen Thousand, One Hundred and Seventy-one Dollars and Forty-one Cents (\$10,213,171.41) for certain 2000 CIP projects.”
as amended to \$11,613,171.41

ought to pass.

On motion of Alderman O’Neil, duly seconded by Alderman Pariseau, it was voted to accept, receive and adopt the report of the Committee. Alderman Levasseur was duly recorded in opposition.

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

"Appropriating all Incremental Meals and Rooms Tax Revenue Received by the City in Fiscal Year 2000 and held in the Civic Center Fund, for the payment of the City's Obligations in Said Fiscal Year Under the Financing Agreement."

“A Resolution Appropriating to the Manchester Aggregation Program the sum of \$652,609 from Aggregation Fees for the Fiscal Year 2001.”

“A Resolution appropriating to the Manchester Airport Authority the sum of \$32,247,000 from Special Airport Revenue Funds for Fiscal Year 2001.”

“A Resolution Appropriating to the Central Business Service District the sum of \$230,000 from Central Business Service District Funds for Fiscal Year 2001.”

“A Resolution appropriating the sum of \$10,900,822 from Sewer User Rental Charges to the Environmental Protection Division for Fiscal Year 2001.”

“A Resolution appropriating to the Manchester Transit Authority the sum of \$663,330 for the Fiscal Year 2001.”

“A Resolution appropriating the sum of \$3,149,254 from Recreation User Charges to the Recreation Division for Fiscal Year 2001.”

“A Resolution appropriating to the Manchester School District the sum of \$108,007,425 for the Fiscal Year 2001.”

“Raising Monies and Making Appropriations for the Fiscal Year 2001.”

be referred to public hearing on May 1, 2000 at Memorial High School.

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

10. Ordinances:

"Amending Chapter 33. Human Resources Policy of the Code of Ordinances of the City of Manchester by deleting the word "Policy" from the title of said Chapter."

"Amending Chapter 38. Code Enforcement Procedures of the Code of Ordinances of the City of Manchester by deleting the word "Procedures" from the title of said Chapter."

"Amending Sections 33.024, 33.025 and 33.026 (Laborer) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024 and 33.026 (Watershed Patrol Officer I and Watershed Patrol Officer II)."

"Amending Sections 33.025 and 33.026 (Public Utilities Coordinator) of the City of Manchester."

"Amending Section 33.026 (Planner I) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024, 33.025 and 33.026 (Property and Contract Administrator) of the Code of Ordinances of the City of Manchester."

"Amending Section 90.12 Running At Large Prohibited by inserting a new subsection (C) relating to restraining dogs on a leash."

"Amending the Code of Ordinances of the City of Manchester by amending §118.12(b)(3), Vehicle for Hire, providing for changes in application requirements relating to a taxicab driver's license."

Alderman Pinard moved to read the ordinances by titles only. Alderman Clancy duly seconded the motion.

Alderman O'Neil wished to move to dispense with the readings.

Deputy Clerk Johnson stated that one of the items was to be requested to be tabled by the City Clerk's office. Following tabling of that item, if members wished to dispense with the readings there would be no objection of the clerk.

Mayor Baines requested the clerk address the item to be considered for tabling.

Deputy Clerk Johnson addressed the last item listed, amend the Vehicle for Hire section relating to taxicab driver's license stating that this was submitted by the Clerk's office initially because a change required in order to license taxi cab drivers for the Airport. In current discussions with the Airport, it appears that that may not occur and the Clerk's office is requesting that the item be tabled until the next meeting.

Alderman Lopez moved to table the last ordinance listed relating to taxicab driver's licenses. Alderman Shea duly seconded the motion. There being none opposed the motion carried.

Alderman Pariseau moved to dispense with the readings by titles only for the balance of the ordinances presented. Alderman Clancy duly seconded the motion. There being none opposed, the motion carried.

These Ordinances having appeared for their second reading, Alderman Shea moved on passing same to be Enrolled. Alderman Pariseau duly seconded the motion. There being none opposed, the motion carried.

On motion of Alderman Thibault, duly seconded by Alderman Hirschmann, it was voted to recess the meeting to allow the Committee on Accounts, Enrollment and Revenue Administration to meet.

Mayor Baines called the meeting back to order.

13. A report of the Committee on Accounts, Enrollment and Revenue Administration was presented advising that Ordinances:

"Amending Chapter 33. Human Resources Policy of the Code of Ordinances of the City of Manchester by deleting the word "Policy" from the title of said Chapter."

"Amending Chapter 38. Code Enforcement Procedures of the Code of Ordinances of the City of Manchester by deleting the word "Procedures" from the title of said Chapter."

"Amending Sections 33.024, 33.025 and 33.026 (Laborer) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024 and 33.026 (Watershed Patrol Officer I and Watershed Patrol Officer II)."

"Amending Sections 33.025 and 33.026 (Public Utilities Coordinator) of the City of Manchester."

"Amending Section 33.026 (Planner I) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024, 33.025 and 33.026 (Property and Contract Administrator) of the Code of Ordinances of the City of Manchester."

"Amending Section 90.12 Running At Large Prohibited by inserting a new subsection (C) relating to restraining dogs on a leash."

were properly enrolled.

On motion of Alderman Thibault, duly seconded by Alderman Sysyn, it was voted to accept, receive and adopt the report of the Committee. None were recorded in opposition.

14. Discussion of Senate Bill 347-Local relative to the Contributory Retirement System of the City of Manchester.

Alderman Vaillancourt moved that the Board of Mayor and Aldermen go on record as urging the Legislative Delegation to vote inexpedient to legislate on this bill.

Alderman Vaillancourt stated that this came up a couple of weeks ago. I invited all of the aldermen to a meeting a week ago Monday with the legislative delegation, I believe no one showed up. The legislative delegation, about twelve members were there, we discussed this in detail, there was a member of the labor organization there. As I alluded to a couple of weeks ago, this was an item that was requested that Senator D'Allesandro file by the previous mayor. We had some discussion as to whether or not the previous Board knew of this. The Board apparently did not know of this. This bill was introduced by Senator D'Allesandro, it passed the Senate, after it passed the Senate unanimously with no consideration there was a groundswell of opposition by city employees on the retirement system, in opposition to this. The legislative delegation met with representatives thereof, and I just called Representative Tony Simon who sits on the Municipal and County Government Committee, the hearing was held in that committee today. Representative D'Allesandro appeared before that Committee and asked that the bill be withdrawn as inexpedient to legislate.

Alderman Pariseau seconded the motion.

Mayor Baines called for a vote, there being none opposed the motion carried.

15. Ratify and confirm tentative agreement for the PBS contract as presented on March 21, 2000.

Alderman Clancy moved to ratify and confirm the agreement as presented. Alderman O'Neil duly seconded the motion. There being none opposed the motion carried.

16. Ordinances:

"Amending Chapter 33. Human Resources Policy of the Code of Ordinances of the City of Manchester by deleting the word "Policy" from the title of said Chapter."

"Amending Chapter 38. Code Enforcement Procedures of the Code of Ordinances of the City of Manchester by deleting the word "Procedures" from the title of said Chapter."

"Amending Sections 33.024, 33.025 and 33.026 (Laborer) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024 and 33.026 (Watershed Patrol Officer I and Watershed Patrol Officer II)."

"Amending Sections 33.025 and 33.026 (Public Utilities Coordinator) of the City of Manchester."

"Amending Section 33.026 (Planner I) of the Code of Ordinances of the City of Manchester."

"Amending Sections 33.024, 33.025 and 33.026 (Property and Contract Administrator) of the Code of Ordinances of the City of Manchester."

"Amending Section 90.12 Running At Large Prohibited by inserting a new subsection (C) relating to restraining dogs on a leash."

On motion of Alderman Pariseau, duly seconded by Alderman Shea, it was voted to dispense with the readings.

These Ordinances having had their third and final readings by titles only, Alderman Pariseau moved on passing same to be Ordained. Alderman Shea duly seconded the motion. There being none opposed the motion carried.

TABLED ITEMS

18. A Report of the Committee on Accounts, Enrollment and Revenue Administration advising that it wishes to have a discussion on Senate Bill 404 with the full Board at the March 21, 2000 meeting.
(Tabled 3/21/00)

This item remained on the table.

NEW BUSINESS

A communication from Mayor Baines relative to the Wall Street Towers parking leases was distributed to the Board and read by Mayor Baines as follows:

It has been brought to my attention by Jay Taylor that we have another problem with city government's failure to escalate parking leases since 1994. This appears to have occurred with the Wall Street Towers Garage. I have been in contact with the holders of the leases and have asked them to verify our conclusion. If we are correct, the city is owed \$136,287.41.

We shall continue to review all similar arrangements. In fact the internal auditor's shall report back to me and the Board as soon as their work is complete.

I shall also be recommending a procedure to prevent a recurrence in the future.

Alderman Shea stated Mr. Taylor should be complemented for finding these irregularities. Mayor Baines stated they were reviewing all these leases, unfortunately they haven't been reviewed since 1994, and hopefully, while we don't want to find any more, it is in the best interest of the City.

Alderman Gatsas stated I think we should again be sending a letter and probably with some stronger than what we used in the last letter to the auditors, because we have now found another \$180,000 that brings it up to about 510 that I think is certainly material to the city and if they are signing off on an audit, that they've looked at contracts because they are revenues to the City, I certainly think that the City Solicitor and the Finance Department should be sending a much stronger letter to the auditors so we are not having to go back to either place and let's talk about recovery through their E&O Insurance. Because, I think maybe one was a mistake, I don't

know about two and if a third one comes up, at some point an audited statement is either audited or it's not.

Mayor Baines stated the only thing, and not in defense to the auditors because I am in no position to do that, but in the letter received from the auditors they point out that they recommended certain procedures to the Board of Mayor and Aldermen in their report that would have found these. That's they're feelings, right or wrong, they have sighted recommendations they made that the city should have implemented to find those. Now, we can disagree with that, but that is how they have responded.

Alderman Gatsas moved to send a letter a strong letter to the auditors, because they can make whatever recommendations they want to the City, we are paying them for an audited statement. Alderman Pariseau duly seconded the motion.

Alderman Cashin asked if the auditors made a recommendation to the Board, why wasn't it followed up on.

Mr. Clougherty stated the recommendations as I understand it is that there be procedures manuals, and we are working as you know to have those updated and implemented.

Mayor Baines stated he thought they could talk about that when they have the letter, it should be reviewed by the Board, to discuss why those things were not implemented.

Alderman Shea commented he thought there was a difference between an external audit and an internal audit, I'm not sure whether we pay these people to do an internal audit or not and that's a question we should be asking in terms of finding these questions out.

Mayor Baines stated it was a definition of the scope of work that you assign to the auditors as I understand it.

Mayor Baines called for a vote on the motion. The motion carried with none recorded in opposition.

A communication was submitted by the Mayor regarding a proposed agreement with the Army Corps of Engineers for a City Facilities Study.

Alderman Pariseau moved to refer the communication to the Committee on Community Improvement. Alderman Shea duly seconded the motion.

Alderman Levasseur asked if they had not spent \$375,000 for a study of the schools, asking if this were something different.

Mayor Baines advised that this was a different type of study.

Mr. Thomas addressed the Board stating the scope of services being distributed reflects that what they intend to do is bring in the Corps of Engineers to go through all of the facilities to prioritize and categorize maintenance issues. The study that was done by the School Department focused more on needs, space requirements, whether there should be consideration to tear down a building or build a new building. This will focus on maintenance issues so we can get a better handle on what we are faced with and prioritize in a logical manner. Future phases potentially could then look at space requirements, other areas of need in the City such as the Health Department rental of space, whether the facility should be built for them or not built, this is just the first phase to look at maintenance issues.

Alderman Levasseur asked how much that was going to cost.

Mayor Baines stated they did not know, they were in the process of determining the process that we work through, it would have to come back to the Board for final approval.

Alderman Levasseur asked if this was another independent audit, a structural thing.

Mayor Baines noted all they were doing was referring this to the CIP Committee for further discussion and fine tuning; it would do a facilities audit regarding structural issues, heating and ventilation issues, issues regarding maintenance of the buildings. Mayor Baines noted for instance the Highway Department facility, making recommendations trying to get a handle and develop a plan on how to address these over a long period of time, perhaps a ten year plus period.

Alderman O'Neil noted that the building summary appeared to be missing some buildings, they should have all the fire stations included and why not some of the buildings owned by Parks & Recreation are missing from this.

Mr. Thomas responded that was correct, and my facility is not on that list, basically what we are focusing on a general category, mostly schools and some city facilities. If the first phase proves successful, we would expand it. Quite frankly when you start looking at fire stations, you really want to bring on expertise in that area to comment on fire requirements, or if you start looking at other facilities you want to bring on that expertise and we didn't want to do that at this time, we wanted to get our feet wet.

Alderman O'Neil stated to him it makes sense that if they were going to go through buildings, they had to go through all of them, electrical is electrical, plumbing is plumbing, HVAC is HVAC whether it's in a fire station, JFK Arena or the offices of the Highway Department.

Mr. Thomas stated you're correct, but we felt that it would be best to do those as add-ons, future phases, again the issue of the new police station could be looked at by the Corps but again that's going to require special expertise in those areas to make worthwhile recommendations.

Alderman O'Neil noted what concerns me is schools are certainly important, but we have firefighters living in some of these fire stations really have been in the past substandard.

Mayor Baines noted that once it got to committee that could be discussed further and perhaps clarified.

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

A communication from Alderman O'Neil was distributed relating to civic center issues.

Alderman O'Neil noted he would not beat it to death but he had distributed a letter and hoped everyone would take some time to read it. The letter was for informational purposes only.

Alderman Lopez stated he thought that former alderman, Jackie Domaingue, made a valid point and wondered if the Mayor's office would follow up on that in reference to getting all the elected officials, school board committee, and the surrounding towns at one location and invite the senators and congressmen in reference to funding portion that we are suppose to get for special education to see if we can get more. Alderman Lopez asked if the mayor held any value in that type of forum.

Mayor Baines stated he could ask David to explore the possibilities of doing something, Senator Gregg has come up on other occasions to address the special education issues because he has been pushing very hard for that in congress, we'd be glad to explore that.

Alderman Shea stated we visited the congressman's office and the senator's office and this is mandated through the appropriations given by the senate. I guess it went up from 7 to 9 percent, we can go back and they can say a letter or something may be in order perhaps, but in meeting with them I don't know.

Mayor Baines stated we will have some conversations.

Alderman Cashin noted a letter was distributed regarding meetings for working sessions for the Board, he hoped it was convenient for you, it was something they had to do to review the Mayor's budget so everybody is talking out of the same hymn book and everybody is getting the same information at the same time. Alderman Cashin stated he had asked Wayne Robinson to act as a clearinghouse. Any information required by the aldermen, please call him and he will get it for you and get back to you rather than have everybody call all over town.

Alderman Thibault stated he would like to have the Board know that last night in back of the west side arena the Jr. Deb Field was damaged very heavily by a stolen car that went through five or six of the fences over there and did an awful lot of damage. It drove through the fields and did an awful lot of damage. I don't know what can be done about that, but it seems to me that we are not getting the proper police protection in some of these parks that are out of the way like that. We are not getting in there often enough to check these places out. They found the stolen car but they have not found the people that caused the damage. I would like to see if we can get the Board to ask the police department to do whatever has to be done to find the people that did this damage.

Mayor Baines stated and I'm sure they will. The only thing I would say is that the police can't be everywhere, and they do a pretty good job.

Alderman Thibault stated he understood that but it was a lot of damage and it really gets you when last year Alderman Hirschmann, myself and Alderman Cashin worked together to make sure this field was brought up to date, it was in beautiful shape and here we are a week and a half before they start and the thing is all damaged.

Mayor Baines stated my concern would be how can we help them as a city to get that field ready for opening day, maybe we can work with some agencies.

Alderman Thibault stated hopefully we can probably tax our public works department a little bit with some help to do some work out there for us.

Alderman Gatsas stated back to Alderman Cashin's set up of meetings, when are we going to receive a master book that we can go through.

Mr. Robinson stated hopefully by the beginning of next week.

Alderman Hirschmann stated the list did not seem complete, we're not going to see everybody. Alderman Cashin responded no, when we meet if there is people you want to add to it we'll add them. I thought that those were the biggest ones and the ones you would want to deal with, if there is anybody you want to add you can add them tonight if you want.

Mayor Baines noted he had invited Alderman Cashin to meet with the department heads this week to go through the review process and also with the Mayor's advisor council to outline a process to be follow and thought that it was helpful and appreciated Alderman Cashin attending. Mayor Baines noted that if someone wished to add anything to that please discuss it first with Alderman Cashin.

A communication from the Department of Revenue Administration was distributed.

Deputy Clerk Johnson advised that Diane Prew had requested this be brought forward because the Board, in order to receive reimbursement under the program, needs to certify it prior to April 15 and the Board would not be meeting again.

Alderman Vaillancourt moved to authorize the Finance Director to certify the document on behalf of the Board of Mayor and Alderman and approve requesting reimbursements. Alderman Pariseau duly seconded the motion.

Alderman Vaillancourt stated the number mentioned in the document was \$500,000, that seemed a little low for me after sitting through that bill last year in Concord, that was the second year. How much did we receive the first year. I hope we took full advantage of it because it seems to me it was several million dollars that was available.

Mr. Clougherty stated I believe we did, off the top of my head I don't have the answer for you, I'll get it for you tomorrow.

Mayor Baines called for a vote. There being none opposed the motion carried.

Request for Circus License by Royal Palace Circus.

On motion of Alderman Cashin, duly seconded by Alderman Thibault, it was voted to refer the request to the Committee on Administration.

Mayor Baines announced the next mayor's night out would be April 11, 7 to 9 PM at the Amory Street Fire Station in Ward 11, hosted by Alderman Thibault. The next call in show from his office would be April 19th at 7:30 on MCTV.

Alderman Pariseau moved to recess the regular meeting to meet with legal counsel in accordance with RSA 91-A:2(c). Alderman Thibault duly seconded the motion. There being none opposed the motion carried.

Mayor Baines called the meeting back to order.

Alderman Lopez moved to authorize the settlement of the Colonial Village of Manchester, Inc. vs. the City of Manchester case for an amount up to \$10,000. Alderman Levasseur duly seconded the motion.

Alderman Gatsas stated that we should have the Highway Department in here talking about maintaining this road. If there are speed bumps in there and it is not an approved street and you can't get a plow down there, I don't have a problem doing that but why are we putting ourselves in this position.

Alderman Levasseur stated Traffic and Public Safety was talking about speed bumps and Highway said they had a way to go over those roads without a problem, he said it was normal for them.

Mayor Baines called for a vote. There being none opposed the motion carried.

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

A True Record. Attest.

City Clerk