

AGENDA

BOARD OF MAYOR AND ALDERMEN

September 7, 2004

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

1. Mayor Baines calls the meeting to order.
2. The Clerk calls the roll.
3. Presentation of the Key to the City to Mr. Jack Brady.
4. Proclamation in honor of the Manchester City Library's 150th (Sesquicentennial) Anniversary.

CONSENT AGENDA

5. Mayor Baines advises 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.

Ratify and Confirm Polls Conducted

- A. Approving a request of the Police Department to apply for a COPS Interoperable Communications Technology Program Grant in the amount of \$209,860 with the City's share being \$52,465. (Aldermen Roy, Guinta, Sysyn, Osborne, Porter, O'Neil, Lopez, Shea, DeVries, Garrity, Thibault and Forest voted yea. Alderman Gatsas voted nay with Alderman Smith being unavailable.)
- B. Approving transfer of up to \$5,200 in contingency funds for signage at the Brown Mitchell Park. (Unanimous consent.)

Approve under supervision of the Department of Highways

- C. PSNH Pole Petition #11-1011 located on So. Porter Street;
PSNH Pole Petition #11-1012 located on Pratt Court;
PSNH Pole Petition #11-1013 located on Martin Street; and
PSNH Pole Petition #11-1015 located on Blodget Street.

Informational – to be Received and Filed

- D. Communication from Jeffrey Bolduc, Chairman of the Elderly Services Commission submitting an advisory report regarding the Senior Activity Center/Administration-Personnel/Operating Procedures.
- E. Minutes of the Mayor's Utility Coordinating Committee meeting held on August 18, 2004.
- F. Communication from Comcast advising of the franchise fee payment for the second quarter of 2004 in the amount of \$276,185.69.

REFERRALS TO COMMITTEES

COMMITTEE ON FINANCE

- G. Resolutions:

“Amending the FY2003 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Twenty Five Thousand Dollars (\$25,000) for FY2003 CIP 713303 – South Willow Street Area Improvements.”

“Amending the FY2004 Community Improvement Program, authorizing and appropriating funds in the amount of Ten Thousand Dollars (\$10,000) for FY2004 CIP 412004 Speed Enforcement Program.”

“Authorizing the Finance Officer to effect a transfer of Ten Thousand Dollars (\$10,000.00) from Contingency to FY04 CIP Project 412004 – Speed Enforcement Program.”

“Authorizing the Finance Officer to effect a transfer of Five Thousand Two Hundred Dollars (\$5,200.00) from Contingency to City Clerk Special Projects.”

REPORTS OF COMMITTEES

COMMITTEE ON ACCOUNTS, ENROLLMENT AND REVENUE ADMINISTRATION

- H.** Advising that it has accepted the City’s Monthly Finance Statements for the one-month ended July 31, 2004 for FY2005 submitted by the Finance Department, and is forwarding same to the Board for informational purposes.
- I.** Advising that it has accepted the audit status updates submitted by the Finance Department, and is forwarding same to the Board for informational purposes.
- J.** Advising that it has accepted the following Finance Department reports:
 - a) department legend;
 - b) open invoice report over 90 days by fund;
 - c) open invoice report for all invoices for interdepartmental billings only;
 - d) open invoice report all invoices due from the School Dept. only;
 - e) listing of invoices submitted to City Solicitor for legal determination; and
 - f) accounts receivable summary.and is forwarding same to the Board for informational purposes.

COMMITTEE ON BILLS ON SECOND READING.

- K.** Recommending that an Ordinance:
 - “Amending Chapter 32. Boards, Commissions, and Departments of the Code of Ordinances of the City of Manchester by renaming the Art Commission to the Arts Commission.”ought to pass.

- L.** Recommending that an Ordinance:
“Amending Sections 33.024, 33.025 and 33.026 (Economic Development Director) of the Code of Ordinances of the City of Manchester.”
ought to pass as amended.
- M.** Recommending that an Ordinance:
“Amending Section 33.025 (Assistant to the Assessor) of the Code of Ordinances of the City of Manchester.”
ought to pass as amended.
- N.** Recommending that an Ordinance:
“Amending Chapter 38: Code Enforcement of the Code of Ordinances of the City of Manchester by inserting new penalties in Section 38.06(A): Citation Penalties for various violations of Chapter 94: Noise Regulations.”
ought to pass.
- O.** Recommending that Ordinances:

“Authorizing the Mayor to Dispose of Certain Tax Deeded Property Known as 398 Hanover Street, Map 0289, Lot 0015.”

“Authorizing the Mayor to Dispose of Certain Tax Deeded Property Known as Michigan Avenue, Map 0246, Lot 0001.”

ought to pass.
- P.** Recommending that Ordinance:

“Amending the Zoning Ordinance of the city of Manchester by amending the School “Impact Fee Schedule” referenced in section 13.04 of the ordinance. Two optional fee schedules will be reviewed including Option A – Fees based upon improvements to K-8, and Option B – Fees based upon improvement to K-12 based upon methodologies presented by the Planning Board. Fees would be assessed to each newly constructed dwelling unit.”

ought to pass as amended to:

“Amending the Zoning Ordinance of the City of Manchester by amending Article 13, Section 13.04, Computation of impact fee.”

Such ordinance reflecting Option A fees.

- Q.** Recommending that \$10,000 be transferred from Contingency to the FY04 CIP 412004 Speed Enforcement Program to provide 70 four-hour police patrols to enforce the current noise ordinance. The Committee notes that for such purpose an amending resolution, budget authorization and resolution to transfer the funds have been submitted.

The Committee further notes that it has tabled a proposed noise ordinance pending further review by staff.

COMMITTEE ON COMMUNITY IMPROVEMENT

- R.** Recommending that the Board authorize acceptance and expenditure of funds in the amount of \$25,000 (Other) for FY2003 CIP 713303 South Willow Street Area Improvements, and for such purpose a resolution and budget authorization has been submitted.
- S.** Advising that they have authorized the Highway Department to proceed with the design phase of the “Hands Across the Merrimack” pedestrian bridge at a cost of up to \$150,000.
- T.** Advising that they have authorized the Highway Department to proceed with the construction of two impound lots – one at Derryfield Park (reduced scope) and one at the West Side Arena (plans enclosed herein) at a cost not to exceed \$200,000.

COMMITTEE ON TRAFFIC/PUBLIC SAFETY

- U.** Recommending that regulations governing standing, stopping, parking and operation of vehicles be adopted and put into effect when duly advertised and posted.

- V. Advising that a request from Peter Lauzon of The Manchester Church of Christ to use the Pine Street parking lot at the Federal Building on October 2, 2004 from 7 AM until 5 PM for their annual "Give-Away-Day" has been granted and approved under the direct supervision of the City Clerk, Fire, Highway, Police, Traffic and Risk Departments.

LADIES AND GENELEMENT, HAVING READ THE CONSENT AGENDA, A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE APPROVED.

6. Nominations to be presented by Mayor Baines, if available.
7. Report(s) of the Committee on Community Improvement, if available.
Ladies and Gentlemen, what is your pleasure?
8. Mayor Baines advises that a motion is in order to recess the regular meeting to allow the Committee on Finance to meet.
9. Mayor Baines calls the meeting back to order.

OTHER BUSINESS

10. Report(s) of the Committee on Finance, if available.
Ladies and Gentlemen, what is your pleasure?
11. Report of the Committee on Traffic/Public Safety, if available.
Ladies and Gentlemen, what is your pleasure?

12. Ordinances: (A motion is in order to read by titles only.)

“Amending Chapter 32. Boards, Commissions, and Departments of the Code of Ordinances of the City of Manchester by renaming the Art Commission to the Arts Commission.”

“Amending Sections 33.024, 33.025 and 33.026 (Economic Development Director) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.025 (Assistant to the Assessor) of the Code of Ordinances of the City of Manchester.”

“Amending Chapter 38: Code Enforcement of the Code of Ordinances of the City of Manchester by inserting new penalties in Section 38.06(A): Citation Penalties for various violations of Chapter 94: Noise Regulations.”

“Authorizing the Mayor to Dispose of Certain Tax Deeded Property Known as 398 Hanover Street, Map 0289, Lot 0015.”

“Authorizing the Mayor to Dispose of Certain Tax Deeded Property Known as Michigan Avenue, Map 0246, Lot 0001.”

“Amending the Zoning Ordinance of the City of Manchester by amending Article 13, Section 13.04, computation of impact fee.”

These Ordinances having had their second reading by titles only, the question is on passing same to be Enrolled.

13. Mayor Baines advises that a motion is in order to recess the regular meeting to allow the Committee on Accounts, Enrollment and Revenue Administration to meet.

14. Mayor Baines calls the meeting back to order.

15. Report of the Committee on Accounts, Enrollment and Revenue Administration, if available.

Ladies and Gentlemen, what is your pleasure?

16. Discussion relative to the proposed placement of a Federal Bureau of Prisons halfway house in the City.
17. Communication from Leo Bernier, City Clerk, requesting the Board set polling hours for the State General Election scheduled for Tuesday, November 2, 2004, from 6:00 AM until 7:00 PM.
Ladies and Gentlemen, what is your pleasure?
18. Communication from Leo Bernier, City Clerk, requesting that all Aldermanic committee meetings (unless of an emergency nature) be postponed until after the November 2, 2004 State General Election due to the anticipated heavy voter turnout.
Ladies and Gentlemen, what is your pleasure?
19. Communication from Carol Johnson, Deputy City Clerk, requesting the Board set a fee of \$5.00 for copies of intents and records of naturalization documents for the 1800's.
Ladies and Gentlemen, what is your pleasure?
20. Communication from Jane Hills, Assistant Economic Development Director, requesting authorization to seek CROP (Community Reinvestment and Opportunity) zone destination from the Department of Resources and Economic Development.
Ladies and Gentlemen, what is your pleasure?
21. Ordinances: **(A motion is in order to read by titles only.)**

“Amending Chapter 32. Boards, Commissions, and Departments of the Code of Ordinances of the City of Manchester by renaming the Art Commission to the Arts Commission.”

“Amending Sections 33.024, 33.025 and 33.026 (Economic Development Director) of the Code of Ordinances of the City of Manchester.”

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“Authorizing the Mayor to Dispose of Certain Tax Deeded Property Known as 398 Hanover Street, Map 0289, Lot 0015.”

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“Amending the Zoning Ordinance of the City of Manchester by amending Article 13, Section 13.04, Computation of impact fee.”

These Ordinances having had their third and final reading by titles only, the question is on passing same to be Ordained.

22. Resolutions: (A motion is in order to read by titles only.)

“Amending the FY2003 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Twenty Five Thousand Dollars (\$25,000) for FY2003 CIP 713303 – South Willow Street Area Improvements.”

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“Authorizing the Finance Officer to effect a transfer of Five Thousand Two Hundred Dollars (\$5,200.00) from Contingency to City Clerk Special Projects.”

A motion is in order that the Resolutions pass and be Enrolled.

23. NEW BUSINESS

- a) Communications
- b) Aldermen

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

A motion is in order to recess the meeting to meet with the Chief Negotiator.

25. Mayor Baines calls the meeting back to order.

26. If there is no further business, a motion is in order to adjourn.