

BOARD OF MAYOR AND ALDERMEN

January 19, 2010

7:30 PM

Mayor Gatsas called the meeting to order.

The Clerk called the roll.

Present: Aldermen Craig, Ludwig, Long, Roy, Corriveau, O'Neil, Lopez,
Shea, DeVries, Shaw, Greazzo, Ouellette, Arnold

Absent: Alderman Osborne

Messrs: B. Sanders, K. Sheppard, T. Clark, D. Mara, S. Hermans,
J. Minkarah

CONSENT AGENDA

Mayor Gatsas 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. Pole petition:

11-1261 South Willow Street and South Porter Street

Information to be Received and Filed

- B. Approved minutes from the Commission meeting held November 24, 2009, November 2009 Financial Report, and November 2009 Ridership Report submitted by Evan Rosset, Executive Director MTA.
- C. Winter Preparedness Checklist from the City of Manchester Health Department.
- D. Communication from Leon LaFreniere, Director of Planning and Community Development, submitting a plan review process schedule.

REFERRALS TO COMMITTEES

COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS

- E. Communication from Alderman Long submitting an interdepartmental mechanism for sharing bed bug information.

SPECIAL COMMITTEE ON SOLID WASTE ACTIVITIES

- H. Communication from Mayor Gatsas regarding single stream recycling.

REPORTS OF COMMITTEES

COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS

- I. Recommending that the City Clerk reissue the taxi license with the conditions stipulated in non-public session.
(Unanimous vote with the exception of Alderman Garrity who was absent)

HAVING READ THE CONSENT AGENDA, ON MOTION OF ALDERMAN O'NEIL, DULY SECONDED BY ALDERMAN LOPEZ, IT WAS VOTED THAT THE CONSENT AGENDA BE APPROVED.

- F.** Discussion of the proposed Ordinance from the City Solicitor creating a special revenue reserve account for the excavation fee program approved by the Board on 12/15/09.

Alderman DeVries stated the only reason I pulled it off the agenda is because I don't have any supporting documentation. I'm not sure if that is a fluke in my package, but I would like some background about what this is from the Solicitor.

Mayor Gatsas stated Alderman Lopez is the Chair of that Committee.

Alderman Lopez stated that is an Ordinance that is going to be drafted in reference to the Highway Department on the degradation fund on roads. That was brought forward at the last meeting and we passed the Ordinance. The money is supposed to go into a special fund and the City Solicitor will be providing that documentation to the Administration Committee.

Alderman DeVries asked have we determined the depository for the special fund? Is that for Highway for roads?

Mayor Gatsas replied only for roads.

On motion of Alderman DeVries, duly seconded by Alderman Lopez, it was voted that this item be approved. Aldermen Shea voted in opposition.

- G.** Communication from Will Infantine, MCAM, regarding contract issues with MCAM and MCTV.

Alderman Ouellette stated I appreciate the letter from Will Infantine, the Chairman of the Board at MCAM. This should go to the Committee on Administration. Is this going to encompass the whole MCTV/MCAM issue as part of your work in the Committee?

Alderman Lopez replied I think there are some other issues that Accounts have to take up.

Alderman Ouellette stated that is the reason why I ask that.

Alderman Lopez stated after the Accounts Committee takes it up, I'm sure that they will be referring some of the things and we'll address both MCAM and MCTV from your previous committee that you were appointed to.

Alderman Ouellette stated the letter does refer to the task force, the MCTV committee, to conclude its work and provide a report. I would like to remind the Board that the last time that the meeting was supposed to take place to do all that, Your Honor, Mayor Guinta cancelled that meeting. We were prepared to move forward on that resolution that we passed and the offer that we extended to both MCTV and MCAM as well as a couple of other things. We didn't get to do that because the meeting was cancelled. That being said, it is time to move forward. The last thing I want to say, and Alderman Lopez alluded to it, is that the audit from Kevin Buckley is done and we'll be taking that up Monday night at the Committee on Accounts and hopefully moving it forward to the Administration Committee.

Mayor Gatsas asked is it your intent, Alderman Ouellette, to allow this to go to Administration so that the report that comes out of your Accounts Committee can also go there and Alderman Lopez can deal with them both at the same time?

Alderman Ouellette replied yes, Your Honor, that is my intent.

On motion of Alderman Ouellette, duly seconded by Alderman Roy, it was voted that this item be approved.

- J.** Recommending that the request from the Red Cross for three free parking spaces on Elm Street in front of the Hampshire Plaza on Saturday, January 9, 2010 be approved.
(Unanimous vote conducted via phone poll on January 7, 2010)

Alderman Roy stated I wanted to make note that it wasn't only a unanimous vote conducted by phone poll, but we did take this up at our last Safety meeting on the 11th.

Mayor Gatsas asked and it was unanimous?

Alderman Roy replied it wasn't just an unanimous phone poll, but it was approved there as well.

Mayor Gatsas asked you're asking for it to be approved by the full Board this evening?

Alderman Roy stated yes. I just wanted it noted that it was also discussed at the meeting and wasn't just a phone poll.

On motion of Alderman Roy, duly seconded by Alderman Long, it was voted that this item be approved.

4. Nominations presented by Mayor Gatsas.

Mayor Gatsas stated pursuant to 3.14(b) of the City Charter, the following are nominations for your consideration:

Alderman Ron Ludwig to the Safety Review Board to serve as the Aldermanic Representative

Fernand Gelinas to the Manchester Housing and Redevelopment Authority to fill the vacancy of M. Mary Mongan, term to expire December 31, 2011.

Mayor Gatsas stated there is not a cover with that. Mr. Gelinas has served on that Committee.

Alderman O'Neil asked does your appointment need confirmation by us?

Mayor Gatsas replied I am bringing it forward and I would hope that this Board would support it.

Alderman Roy stated it says that this is going to layover until the next meeting.

Mayor Gatsas stated unless we waive the rules. I think everyone has been before us. I understand the question because usually the procedure is for the nominations to layover. I think that because one is an Aldermanic member...

Alderman Roy interjected I don't have a problem with it, but I want to make sure I understood.

Mayor Gatsas stated the rules will be the same as they have been in the past.

Alderman DeVries stated I'm sorry, I didn't quite follow all of that. I was going to make a recommendation to suspend the rules. Mr. Gelinas was...is that where you were headed?

Alderman Roy replied yes, I said I didn't have a problem with that, but I wanted to make sure we were on the same page.

Alderman DeVries stated I can make the motion to suspend the rules.

Mayor Gatsas stated we can accept that, but I'm just bringing these motions forward. They don't need Board approval, but I would like the Board to have them before them so they can vote on them. That is why I brought them forward in this fashion. I'll accept the motion to suspend the rules.

***Alderman DeVries** moved to suspend the rules and approve the nomination of Alderman Ron Ludwig as an Aldermanic Representative. The other nomination will layover until the next meeting, pursuant to Rule 20 of the Board of Mayor and Aldermen. The motion was duly seconded by Alderman Shea.*

Alderman Ouellette stated I had talked to the City Clerk and he is working on getting a copy for all the Aldermen the Boards and all the Commissions, their appointments, when they expire, and who the labor representatives are. Matt, are we getting close to getting that all ready?

City Clerk Matt Normand replied yes. I provided a copy to the Mayor and the Chairman last week. If the full Board would like a copy of those we can certainly do that.

Alderman Ouellette stated I think it would be helpful, Your Honor, so we know what is coming up.

Mayor Gatsas stated I asked the Chairman the indulgence of at least a couple meetings. There are some positions that have opened up and I don't want anyone to think that we haven't been looking at them. We will come forward with those nominations, but if anyone has names that they would like to submit the door is open and we would certainly listen. Those lists will be given to you.

Alderman Ouellette stated thank you.

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

On motion of Alderman DeVries, duly seconded by Alderman O'Neil, it was voted that the resignation of M. Mary Mongan be accepted with regret.

Mayor Gatsas stated we'll send a letter by the full Board.

5. Communication from Mayor Gatsas and Superintendent Thomas Brennan to Commissioner Barry, Department of Education, requesting the requirement for immigrant/refugee students to be tested during their first year of enrollment be waived.

Mayor Gatsas stated this doesn't need to be done by the Board, but I think it is important that we show support to the School Board for the motion they have taken so there is a united front moving forward on the testing of students.

Alderman Ludwig moved that the Board of Mayor and Aldermen support the letter to the Department of Education Commissioner. The motion was duly seconded by Alderman Craig.

Alderman Shaw stated I would like to say, as a former teacher and having worked for many years with the ELL students, that I think this is a wonderful proposal. I would not allow anything like this to get passed if I didn't feel that it was really in the best interest of the students. I read something in the paper that really upset me that this was a way for teachers to shirk their duties of teaching kids. That isn't true because these kids get tested on a regular basis in a special program and they are given all the help that they need. They show progress, but to put them in a situation where they would have to take this test, it is more than just understanding the language; It is understanding concept. The conceptual part of the English language and the grammar is a very difficult thing for them to learn. I totally support this.

Alderman Long stated I am also in support of this. I would like to commend the Board of School Committee for taking this action. I spoke with Dr. Brennan who assured me that there are assessments and evaluation processes that are in place. To think that we're putting these children in a corner somewhere is just not the

case. He also told me of the frustration and difficulty from these students taking these tests. The tests are 180 minutes, split between two 90 minute sessions, and if you don't know the test, you are sitting there for 90 frustrated minutes and are not given an opportunity to build yourself up. It has to be the first blow to their ego. I wholeheartedly support this effort. Again, I commend the Board of School Committee for taking that vote.

Alderman DeVries stated I'm not sure who is here who would like to help me understand how the timeline was determined for the waiver, the first exemption from NECAP for two years. Is that based on the Texas law?

Mayor Gatsas replied that is based on the waivers that are out there today. Dr. Brennan went through and investigated them and thought that a two year waiver for a student who had no educational background in their home country would be reasonable. That is how we came up with that two year decision.

Alderman DeVries asked has there been any testing or documentation that that timeline is the appropriate timeline?

Mayor Gatsas replied I think it is a timeline that is out there. I'm not too sure that we can rewrite the book today. I think that we should look moving forward. No one is looking to put these students to one side. I think it is important that once they are into the system and matriculating through the system and have the knowledge of language they do very well once they are there. I think it is a matter of giving them that opportunity. For us to be having that label put on us because a child comes from another country and within three months we are testing them, I don't think that is a fair assessment of that child or of our district.

Alderman DeVries stated from what I understand from you about the existing waiver opportunities as written by the Department of Education, this will be the maximum term that is allowable under that program. That is why you chose the two years and up to five years?

Mayor Gatsas replied I think the discussions that Dr. Brennan had with the department are the ones that looked like they fit most succinctly with what we are trying to do.

Alderman Shea stated this is just request for a waiver. That doesn't necessarily mean that there would be a waiver.

Mayor Gatsas stated it is a request and we are supporting it to make sure that we move this district forward.

Alderman Shea asked have there been other waivers granted for New Hampshire schools?

Mayor Gatsas replied there are no other waivers that have been granted in the state of New Hampshire, but there are other states that have waivers that have been granted to school districts.

Alderman DeVries stated I wish I had seen the School Board discussion on this. Was there any discussion on whether this would, in any way, disqualify us for any federal dollars that come into the district?

Mayor Gatsas replied it does not. Those discussions did happen. Dr. Brennan and I did have them with the Department of Education. It does not put us in jeopardy of losing funds.

Mayor Gatsas called for a vote on the motion to support the letter to the Department of Education Commissioner. There being none opposed, the motion carried.

6. Budget forecast for FY 2010 to be submitted by William Sanders, Finance Officer, if available.

On motion of Alderman Lopez, duly seconded by Alderman Shea, it was voted to discuss this item.

Mr. Bill Sanders, Finance Officer, stated you got a handout this evening of the forecast for the month of January based on the department head's forecast. I am pleased to report that the current projections of all department heads in combination show that the City at this point is headed towards a surplus for fiscal year 2010 of \$743,000. That net surplus is comprised of an expenditure surplus of \$910,000 currently forecasted and a revenue shortfall of \$167,000. Nonetheless, it is a surplus. You can see on the attached schedule by department where the surplus is being generated from. Principally, you will see that the Fire Department is forecasting a \$275,000 surplus at this point. We also have \$188,000 remaining in the Facilities budget from the school charge backs that the Aldermen may recall. There are other surpluses scattered amongst the departments. In the non-departmental expenses, at this point, we still have \$375,000 of our contingency funds. Our City retirement may come in a little bit less than we originally projected. I should point out that the health insurance costs that have been reported to the Committee on Accounts in previous months is running quite a bit ahead of budget. Right now, I am estimating that we may need an additional \$500,000 above and beyond what we have in the reserve account to cover our health insurance cost. We continue to watch them very closely and we're hopeful that

won't be necessary, but it seemed a prudent thing to do to continue to note the health insurance issues. That concludes my comments, Your Honor.

Alderman Long stated the health insurance of \$500,000...are there two or three factors that we know consist of the majority of this?

Mayor Gatsas replied I can only tell you that from what we have been looking at, the utilization has dramatically increased. Anybody looking at it, including our consultant, cannot believe the way it has jumped. We need to find out what has caused it. It has been a very large increase in utilization. We're working on it and hopefully by the next meeting we will be able to come in with some substantial ideas about what created it.

Alderman DeVries stated within the Police Department, which is showing a very minor shortfall, there have been several obligations from contingency, I believe. Is that accounted for in your projections and where is that accounted for?

Mr. Sanders replied the monies that were transferred to the Police Department have been reduced from the Facilities budget. The \$188,000 that is shown there originally was \$517,000 in surplus as a result of the chargeback. I believe we have accounted for all of the additional expenses for the Police Department.

Alderman DeVries stated I have a comment if I could. You are noting a surplus for the Fire Department. I would comment that I don't think the Fire Department has filled vacancies for some period of time. I know they are running considerably short. I would have to assume that that is why they are able to show a surplus. It is my understanding that they could be getting towards the critical tipping point.

Mayor Gatsas stated they are managing their department wonderfully.

Alderman Lopez stated first, Mr. Sanders, I think this is the first year out of the last two or three years that we have been able to show these types of numbers. We always take money out of the rainy day fund. Could you cross that bridge for me?

Mr. Sanders replied I am very pleased that this is the first time since fiscal 2007 that the City is projecting an overall surplus. Primarily the draw on the rainy day funds in the prior two years has been due to the substantial reductions in revenues that we have experienced in everything from auto registrations to building permits to state revenue sharing. I think the department heads have always been very diligent and proactive in managing the expenditure budgets, but the revenue line has been collapsing. We now seem to be tracking our revenue estimates that we put together for this year. That is a big part of it.

Alderman Lopez stated my second question, and maybe I am missing it, but in working with the Police Department and what we told Weed 'n' Seed to go forward with, are those numbers in here?

Mr. Sanders replied yes, they are. They are accounted for in the Facilities line item. I have reduced the Facilities monies that are available to fund the Weed 'n' Seed Program.

Alderman DeVries stated I don't see workman's comp fund here. Is there a reason?

Mr. Sanders replied although the spending on worker's comp has been above budget for this year, we do have a reserve account for worker's comp as we do with health insurance and the reserve account for worker's compensation still has about \$2 million in it and it should be adequate to see this year through.

Alderman DeVries asked when we do our review of utilization for health insurance will we also review utilization for workman's comp? Frequently they run hand in hand. The kind of stress that the last couple of years our budgets have put many of our workers under.

Mayor Gatsas stated we are looking at that very seriously, Alderman. I think that some of the impacts that we are seeing and some of the trends that we have seen in worker's comp are tending to migrate to the school side. We have seen greater utilization on the school side. Those discussions will be coming up during the budget process. I can tell you that I will be bringing that up to the School Board on Saturday when we meet. We are meeting in the Chamber at 9:00 AM until roughly noon. I invite you all. It is the start of their budget process. Anyone who wants to be here can hear what we will be talking about on the school side.

Alderman Roy stated Mr. Sanders, severance for \$25,000. That number was bigger if I remember the first of the year. What I am reading into this is that we have a program in place that is enabling the departments to come forward and get the money for severance so it doesn't affect their budget. Is that correct?

Mr. Sanders replied that's correct, Alderman. There is about \$700,000 put in the budget for this year for severance. Part of the monthly forecast process the department heads have to provide not only what they have spent on severance, but what they project for the balance of the year. Right now, we would be projecting about \$675,000.

Alderman Roy asked so it is working and the money is going to the departments so it doesn't affect their budgets?

Mr. Sanders replied that's correct. They are charging their costs to the account.

Alderman O'Neil stated we need to recognize Alderman Roy for his efforts on that. The Roy Severance Account has worked just fine. You fought for that for years, Alderman, and you deserve a little credit.

Alderman Roy stated I'm just glad to see that it is working.

Mayor Gatsas stated I certainly want to thank the departments. They are working very hard to make sure they maintain their budgets and find every cost effective measure that they can bring forward. I applaud them for that and the citizens thank you for it. We will continue that work for the next six months and make sure that we put a budget together that is going to be reflective of the numbers that you are bringing forward in this year's budget.

Alderman O'Neil stated on the expenditure side I know we went into the budget this year with a great focus on vacant positions. Have we done a good job? Are you comfortable with where we are with managing vacancies?

Mayor Gatsas replied I think you will find that there is something on the agenda that makes sure that we continue that vigilance. The Fire Department is working very hard to maintain those vacancies. As the discussions go forward, we need to think about filling those positions in June so that they can cover vacations in July and August which will reduce their overtime. Those discussions will be coming forward to this full Board.

On motion of Alderman O'Neil, duly seconded by Alderman Roy, it was voted that the report be accepted.

7. Communication from Kevin Sheppard, Public Works Director, recommending denial of reimbursement for sidewalk improvements at 40 Bay Street.

On motion of Alderman Shea, duly seconded by Alderman Arnold, it was voted to discuss this item.

Alderman Shea stated I don't think we should set precedents by allowing someone to do this. For members of the Board that are new, we have a particular program in place that allows people to contribute to the installation of curbing or sidewalks. It is called the 50-50 program. This particular case involves a person who had it done and then for whatever reason decided to petition through the legal process the reimbursement of sidewalk improvement funding. It was discussed at the meeting and referred back to the Highway Department. He is coming forward with a recommendation which I support and I would move that after the discussion.

Alderman Arnold asked Your Honor, could I ask Mr. Sheppard to come up? I appreciate the indulgence. The first question I have is, to your knowledge has the City granted a post hoc application like this?

Mr. Kevin Sheppard, Public Works Director, replied to my knowledge, no.

Alderman Arnold stated it is my understanding that there has been ambiguity as to whether or not we should do it because I guess there are no formal guidelines saying we don't do it. Is that right?

Mr. Sheppard replied there is no policy or guideline in place to do it. The City's policy is the 50-50 program that is in place, as Alderman Shea mentioned, that the program is available and people can apply for it.

Alderman Arnold stated what I'm getting at is if it is appropriate for this Board to instruct revisions of the guidelines such that there is no ambiguity for future perspective applicants so they know that if they do the work themselves and then send in a request it is going to be denied.

Mr. Sheppard stated we can clarify that. We have guidelines that are posted on the web and in other place, but we can clarify that.

Alderman Arnold asked so the standing guideline is that we will not grant it after the fact?

Mr. Sheppard replied yes.

Mayor Gatsas stated Alderman Arnold if you would like to make a motion once we move this forward to move that to Administration for clarification you may.

Alderman O'Neil stated Your Honor, instead of sending it to Administration because it already has, if Alderman Arnold would be comfortable, why don't we make the motion. It will save a little work in Committee.

Mayor Gatsas replied I don't have problem with that, but I think we need to get it there to change if we have an Ordinance in place that may have to be changed for clarification.

Mr. Tom Clark, City Solicitor, stated I believe it is a policy and not an Ordinance. The Highway Department can take care of it.

*On motion of **Alderman Shea**, duly seconded by **Alderman Ouellette**, it was voted to deny the reimbursement for sidewalk improvements at 40 Bay Street.*

***Alderman Arnold** moved that the City will not reimburse an individual nor permit the sidewalk improvement without the prior approval of the Highway Department. The motion was duly seconded by **Alderman O'Neil**.*

Mayor Gatsas stated just because we are saying that going forward we won't pay for it, we want to make sure that no one is going to do it without going to the Highway Department for a 50-50 approval basis.

Alderman Lopez stated but an individual doesn't have to do a 50-50 from the Highway Department to do it.

Mayor Gatsas stated no, but I still think we need to face the same guidelines that the Highway Department has down for the number of inches that has to be laid so that we're not getting into a problem in three or four years.

Alderman Lopez stated I understand that. I want to clarify in my own mind. If I wanted to redo my sidewalk and go by the guidelines of the Highway Director and he gives me the okay, I don't want a 50-50; I just want to clean up my area.

Mayor Gatsas asked and use the same contractors that have been approved by the Highway Department? As long as they are using a contractor that has been certified by the Highway Department so there is something to stand behind, I don't think anyone has a problem.

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

8. Communication from David Mara, Chief of Police, regarding firearm replacement.

On motion of Alderman O'Neil, duly seconded by Alderman Lopez, it was voted to discuss this item.

Mayor Gatsas stated my understanding on this is that the CIP staff has indicated that there is funding coming from previously approved grants and no additional funds or referral to Committee is necessary. I would look for a motion to accept and approve the communication as requested.

Alderman O'Neil asked you're saying that the funds are available to do this?

Mayor Gatsas replied the funds are available through other CIP budgets that have not been used.

Alderman O'Neil asked why don't we have the paperwork, Your Honor?

Mayor Gatsas replied that's a good question. Chief? There was a previous grant that was approved by this Board for that purpose. I don't know why the paperwork is not here as it should be. I'll let the Chief explain it.

Alderman O'Neil stated I misunderstood. I thought you were talking about balances from other CIP projects.

Mayor Gatsas stated it was a grant that was approved. That was my miscommunication.

Mr. David Mara, Chief of Police, stated it is actually a combination of two grants. One of the grants had money appropriated for other equipment and could be used for other things. We requested through the federal government to change what we were going to use the money for. These are things that already went through the CIP budget and were approved.

Alderman O'Neil asked is that something you could get to us in the next few days so it clarifies the amount? I don't think we know the total amount.

Mr. Mara replied no problem.

Alderman O'Neil stated and also what the two funding sources were.

Mr. Mara stated certainly.

On motion of Alderman O'Neil, duly seconded by Alderman Shea, it was voted that the request be approved.

9. Warrant to be committed to the Tax Collector for collection under the Hand and Seal of the Board of Mayor and Aldermen for the collection of sewer charges.

Mayor Gatsas stated I would like the City Clerk to read the amount to be collected for the record.

City Clerk Normand stated that amount, Your Honor, is \$252,319.04.

On motion of Alderman Ouellette, duly seconded by Alderman Craig, it was voted to commit a warrant to the Tax Collector for the collection of sewer charges.

10. Communication from Sharon Wickens, Assistant Director-Treasury, notifying the Board that the Police Department has received \$300.00 from Daniel Webster Animal Hospital, PLLC towards purchasing K9 equipment and supplies for the Canine Unit and requests that the Board accept funds and remand them for the purpose intended.

On motion of Alderman Roy, duly seconded by Alderman Shaw, it was voted that the Board accept funds and remand them for the purpose intended.

11. Communication from Mayor Gatsas recommending the hours for the Office of the City Clerk be extended on Tuesday nights to 8:00 p.m.

On motion of Alderman O'Neil, duly seconded by Alderman Lopez, it was voted to discuss this item.

Mayor Gatsas stated I have talked with the City Clerk and I think it is important to open up the City Clerk's office at no additional cost to the taxpayer. He has it in his budget. There are salaried employees who are willing to try this. We will be opening until eight o'clock so people in Manchester will have the opportunity to come to the Clerk's office to do business that they may not be able to do during the course of the day.

Alderman Roy stated there is no cost. Are we going to have a period where we are going to view this and see if it is efficient? If there is no one who shows up we should close.

Mayor Gatsas replied we are going to start it as soon as possible. We will probably look at it at the end of six months to see if it has been a success. When we get into the warmer weather people might be coming out to do it. We will take a look and have the Clerk report back to us on what has been happening.

Alderman Ouellette asked Matt, are we moving around schedules on Tuesday so people will come in later?

City Clerk Normand replied we have a vacancy in the office in the customer service area and we would be moving existing personnel into that vacancy and adjusting that staff members schedule to 11:00 AM to 8:00 PM so they can cover that shift. I'll be in the building on Tuesday nights and their supervisor, Heather Freeman, so there is no additional cost to the City. This individual won't be incurring any additional costs outside of their regular scheduled hours.

Alderman Ouellette stated it is a person who volunteered to help out. It is not going to be on a rotating basis?

City Clerk Normand replied actually, we will be rotating through the four staff that we have out front right now who have all volunteered to try this. I wouldn't stick anybody with having to work every Tuesday night. By moving the extra staff we can get it so their work can still get done and one person can do it each week of the month.

Alderman DeVries stated if I understand, when you say that this is at no additional cost that also won't affect the potential surplus projected by the Finance Officer?

City Clerk Normand replied hopefully our revenues will improve if we can bring in more customers, but no, it's not going to affect the expense surplus right now.

Alderman Corriveau stated to make sure we are clear, you will be issuing a report to the Board in six months. Will that report be discussing whether this is a program we want to continue to do going forward and possibly if we find it is very successful, expand upon? I assume that you will be presenting a series of conclusions to the Board on not only the effectiveness of this particular initiative that I commend the Mayor on, but other initiatives that we can go forward with.

Mayor Gatsas replied I think those discussions Alderman, will come across to other departments if we find that the City Clerk is getting the traffic on that given evening. We will have discussions with other departments to see if we can do the same thing. I think it is important that the more we open City Hall to allow people in to do business, the better off we are.

Alderman Corriveau stated thanks, Your Honor. I think it is a great idea.

On motion of Alderman Lopez, duly seconded by Alderman Ouellette, it was voted that the request to extend the office hours of the City Clerk's office be approved.

- 12.** Communication from Mayor Gatsas requesting the Board reaffirm the policy on out of state travel and the policy on the approval to fill vacancies

On motion of Alderman Ouellette, duly seconded by Alderman Shea, it was voted to discuss this item.

Alderman Ludwig stated I know I've seen this someplace, but I saw another document and somewhere in the volume of paperwork in front of me it explains that Highway is exempt and so on. I'm not talking about travel, but about filling vacancies.

Mayor Gatsas stated the vacancy reports are something that comes to the Mayor's Office. You are looking for the HR report.

Alderman Ludwig stated not to put you on the spot and not that I don't have the utmost confidence in your ability to manage this, but could you talk to me about where department heads go when they send down a request for a vacancy to be filled. How is it going to work with you, Your Honor?

Mayor Gatsas replied I think it is important to understand that I am not a person who believes in a lot of emails that just hang around. I would think that the meetings that I am having with department heads are on a one on one basis regular basis. I think that if a department head comes in and explains to me that there is a need, we will take a look at that assessment and find out if it is appropriate to fill it. As I said, I have had conversations with the Fire Chief and I understand where he is. July and August are big vacation months and we should start looking to fill those positions in the beginning of June to get them on at the end of the month so they will be there, ready and available for vacation time to reduce the overtime.

Alderman Ludwig stated I honestly believe that you are going to do a great job at managing this, but sometimes, when there are disagreements between the department head and you as the CEO of the City, it becomes contentious. It is not something a department head wants to enter into, a disagreement with you. I'm not

looking for a way for a department head to have an out. I'll be confident that you are going to say that the request is going to be dead lettered.

Mayor Gatsas stated I think the availability for the Aldermen to be advised of the department and come forward with their lobbying efforts as we all know they attempt to do from time to time. That door is never going to be closed. Just remember that when they lobby you, that you understand that right now we are looking at surpluses and if we continue we may not be.

Alderman Ludwig stated I think that in another age that's the way it was handled. I appreciate your candidness.

Mayor Gatsas stated I have no problem if an Alderman has had communication from a department head and sees something a little differently than I do. The door is open to come in and have a discussion with me.

Alderman DeVries stated if you could indicate for me the travel policy. Does that mean that department heads are justifying their out of state travel to you? What is the policy?

Mayor Gatsas replied there is no justification. They are coming forward with what they are looking to do and where they expect to be going. From there, we decide if it merits them going.

Alderman DeVries asked to you before there is a booking?

Mayor Gatsas replied correct.

Alderman DeVries stated it has been a difficult one to enforce in the past. That's why I ask the question.

Mayor Gatsas stated if I send them back, I'm sure it will get around like wildfire that the City is not paying for it.

Alderman O'Neil asked do the department heads know what you need? I know some of them are very structured, but I know Mr. Brewer and his staff are on the road regularly meeting with the airlines and it is part of the business.

Mayor Gatsas replied we have had those conversations. Mr. Brewer is going to bring those forward long before they are heading out on a trip, unless it is an emergency. In those cases I'm sure I would hear from him. It is important that we maintain the Airport's number one status in the revenue that they create for the state. That is a big part of it.

On motion of Alderman O'Neil, duly seconded by Alderman Ludwig, it was voted that that policy on out of state travel and the policy on the approval to fill vacancies be reaffirmed.

13. Report of the Committee on Administration/Information Systems

The Committee on Administration/Information Systems respectfully recommends, after due and careful consideration, that the Community Revitalization Tax Relief Incentive Application of 1850 Associates be granted for property located at 88 Commercial Street.

The Committee notes that the applicant agrees to an assessed value for the property of \$5 million for the next five (5) years, effective tax year 2010, after which time the property will be assessed as 100% the property value.
(Unanimous vote)

*On motion of **Alderman Lopez**, duly seconded by **Alderman O'Neil**, it was voted to discuss this item.*

Mayor Gatsas stated for those people who didn't have the opportunity to hear the Committee on Administration, I came before them to testify that I had been working on this negotiation with the owners of Pandora for the past two weeks. We have come to an agreement where we put this in place for the next five years so we have something that we can all be proud of in a building that looks like it is moving in a very positive direction. I think it is important that we hear from the City Solicitor on record regarding our support of the project so that everyone gets a warm and comfortable feeling.

Alderman Lopez stated since the Clerk has read the motion that happened in Committee, I want to call the attorney up and have him agree with this on record so there won't be any problems. I want to make sure that the attorney agrees with us and I forgot to do that in Committee.

Mr. Steve Hermans, Attorney for 1850 Associates Limited Partnership, stated we agree. We also appreciate the Mayor's efforts. I know he has been very busy these last few weeks and he took the time required to work this out.

Alderman O'Neil stated not to get confused, but two items came up. I think you were referencing the Granite Street Parking Lot as well as the potential garage. Those would not qualify anyway, correct?

Mayor Gatsas replied no. I didn't want the confusion to be the \$5 million included.

Alderman O'Neil stated if they chose to put a garage that wouldn't qualify for this anyway, correct?

Mayor Gatsas replied no. It would be totally outside. I wanted to make sure there was no confusion that the \$5 million included the lot or the garage. It is just for the Pandora Building as it stands.

Alderman Ouellette stated today the total assessed value is \$1,671,000. In five years it will be \$5 million?

Mayor Gatsas replied correct.

Alderman Ouellette stated thank you, Your Honor. I just wanted to make sure it was clear.

On motion of Alderman Lopez, duly seconded by Alderman Shea, it was voted to accept the report of the Administration/Information Systems Committee and adopt its recommendations.

14. Reports of the Committee on Lands and Buildings

The Committee on Lands and Buildings respectfully recommends, after due and careful consideration, that the request from Dick Dunfey, MHRA, that the City enter into a Subordination and Non-Disturbance agreement with Verizon Wireless related to a cellular antenna lease on the former Brown School be accepted.

(Unanimous vote with the exception of Alderman Osborne who was absent)

On motion of Alderman Roy, duly seconded by Alderman O'Neil, it was voted to discuss this item.

Alderman Ouellette stated I just wanted to thank everyone who worked on this. You may note that it started back in the fall when they wanted to put the tower on a price of property that the residents in that area objected to. I then made a suggestion that on top of the Brown School would be a good fit. It will be more hidden and a better situation for everyone. I wanted to publicly thank everyone involved in the process. I appreciate it.

*On motion of **Alderman Roy**, duly seconded by **Alderman O'Neil** it was voted accept the report of the Lands and Buildings Committee and adopt its recommendations.*

The Committee on Lands and Buildings respectfully recommends, after due and careful consideration, that the Economic Development Director move forward with a Request for Proposal (RFP) for Northwest Business Park at Hackett Hill.

(Unanimous vote with the exception of Alderman Osborne who was absent)

*On motion of **Alderman Lopez**, duly seconded by **Alderman Arnold**, it was voted to discuss this item.*

Alderman O'Neil asked can you or a member of the Committee give me the Cliff's notes on this?

Alderman Lopez stated I would ask Jay to come up. It moved Hackett Hill forward into the last stage that we talked about as a Board of Mayor and Aldermen. I'll let Jay give you the ABCs of the document.

Mr. Jay Minkarah, Economic Development Director, stated the intent would be to issue a request for proposals to secure a developer who would acquire and develop the entire phase one on 126 acres.

Alderman O'Neil stated that's a nice job, Mr. Minkarah.

Alderman DeVries stated on page seven, talking about the utility requirements...the new electrical capability. Have we already dropped phase three onto that site? My knowledge is limited.

Mr. Minkarah replied no, we have not. We have to make the upgrade.

Alderman DeVries asked will they be doing that or will the City?

Mr. Minkarah replied that is the intent, that the developer would acquire the property and would assume all of the infrastructure costs.

Alderman DeVries stated on the next page where they are talking in the second paragraph '...consideration may be given to proposals requiring variances and special exceptions'. Are you trying to bring in a mixed use business supporting small business retail? Is that what that is there for?

Mr. Minkarah replied we wanted to leave open the possibility that if somebody wanted to come in with something that wasn't necessarily in strict conformance with the current zoning requirements that is something we may entertain. We may chose not to; it would be up to the discretion of the Board, but we wanted to leave the window open if someone did come up with something interesting or worthy of consideration that we would give it consideration.

Alderman DeVries stated on page 11 with the evaluation criteria, can you give me some background as to why you chose that criteria?

Mr. Minkarah replied I think essentially what we are looking to do is choose a developer or a development proposal that is consistent with our overall goals, what we initially were trying to do when we created the research park. That was to create good quality jobs to bring in industries that would be beneficial for the long term growth of Manchester. That is really what we are looking for. There are a number of different things that you look for such as experience that the developer has with projects of this type. We thought that that was very important. We thought that it was very important to be able to show that the proponents elected have the financial capability to support the project. That is basically what we are looking for. We didn't want to put in criteria that were so rigid that the Committee reviewing it and ultimately the Board of Mayor and Aldermen wouldn't have discretion in choosing something of quality for the City.

Alderman DeVries stated my final question goes to the City reservation of rights, which is the blanket statement that says that the City reserves the right to disregard any informality, irregularity, or deficiency in any proposal received. Is that standard in all proposals that would allow you to do something totally different?

Mr. Minkarah replied I don't know that I would go quite so far to say that we could do something totally different, but that is fairly standard language that we have included. Again, the idea is to give the Board the discretion to make a selection that really is a fit for the City. The way the process would work is there would be the review committee that was established initially in the document made up of staff, Mayor, and a representative of the Board of Mayor and Aldermen. That committee would review the proposals and then make a recommendation to the Lands and Buildings Committee. The Lands and Buildings Committee would then review and make a recommendation to the full Board. This wouldn't be a process where the Committee or staff is making the determination.

This is something that would be very thoroughly vetted and then would come back to the full Board for approval.

Alderman Shea asked could you give a little background to the members of the Board that are new regarding the amount of acreage there and how much is going to be in an RFP and what the other uses will be? The fact that they may have a work development...

Mr. Minkarah interjected right now the total Hackett Hill property consists of about 425 acres. Of that, 125 acres were carved out for what was phase one of the project. Phase one was subdivided into 12 lots. The City intended that, working with MHRA, we would be the developer, put in the infrastructure improvements and sell those 12 lots to users. That is what we have reconsidered. At this point, we are looking to sell the whole project to a developer. The remaining 300 acres would be phase two and a small portion, 20 acres, was dedicated to the future Job Corps center. All in all, we will have about 280 acres remaining that we will have to make some determination as to what to do with that property. We did come up with a conceptual plan for phase two, but we have never come up with a final development plan. That is certainly something that we will be continuing to discuss.

Alderman Craig asked how are you issuing this RFP? Are you targeting businesses, putting it on the website?

Mr. Minkarah replied we will go multiple routes. We will be putting a legal notice in the Union Leader, and we are putting it up on the Economic Development website as well as the City's overall site. We will be sending it out digitally. We have a list of a number of different developers who are involved in real estate brokerage and attorneys and other people we know who are involved in

real estate development. That will go out tomorrow by email fairly broadly. We will also issue a press release.

Alderman Craig asked do you feel that the 16 day turnaround time that is listed here is fine?

Mr. Minkarah replied it is definitely a tight deadline. We had some concern about that. I think the idea was that we didn't want this to be something that languished. We wanted to get it out the door and move it quickly. There is no question that it is a tight timeline.

Alderman O'Neil stated that was one of my questions. Do we jeopardize someone passing on it who might be a quality developer because of the short timeline? You are asking for a significant amount of work in their proposals.

Mr. Minkarah replied that is certainly always the tradeoff that you have to make between trying to turn it around quickly, not leaving it on the shelf for too long, and providing adequate time. Certainly it is to the discretion of the Board. If you feel that more time is needed, that is something that we could do.

Mayor Gatsas stated just so you know, Alderman, I have had conversations with quite a few developers in regards to this. I think they all understand where the City is looking to go. We're looking to get those 12 acres or 12 lots on the tax role to generate some revenue for the City. It hasn't been generating any for the last ten years so I think the timeline for the people who are going to respond is fine. I don't think you are going to find people who are faint of heart getting into this project. I think some of the things that I have always discussed is that I am not looking for someone to come in and sit on this for the next 20 years. I think if a proposal comes forward, being the right one, should have a reverter clause that if

you do nothing in five years it reverts back to the City. I think those are things that we can have a discussion about when they come forward to see what proposals we do have. I think that there is going to be enough activity coming forward in the next 16 days that it will give us some choices.

Alderman O'Neil stated Jay, you mentioned that this is specifically targeting phase one. Will it be their responsibility to do the infrastructure to do the utilities for phase two? You probably say it in here, but I haven't had a chance to read the entire document. How is that being planned?

Mr. Minkarah replied they will have to do the utilities to support phase one. Phase one is to some extent designed where you could make the extension to phase two, in particular the road extension. They would have to put in any utilities that would take you into phase two, but the infrastructure would allow for an eventual expansion into phase two.

Alderman O'Neil stated so the sizing of the water and sewer pipes will be to allow for phase two. That is their responsibility?

Mr. Minkarah replied yes.

Alderman O'Neil asked we're not going to have two different sewer systems?

Mr. Minkarah replied no. The way I would answer it is that phase one was designed to allow for expansion into phase two.

Alderman O'Neil asked are you going to appoint the Alderman, Mr. Chairman, on the selection committee?

Alderman Lopez asked on the project committee?

Alderman O'Neil replied yes, sir.

Alderman Lopez stated yes.

Alderman Long stated I too have a concern about expediting this process. I understand that we don't want the faint of heart. However, an expedited process might give us proposals that are quick and may not be in the best interest. It may just be a quick proposal and we have some money coming in. I'm not a developer so I don't know these things, but it would seem to me that doing this expeditiously this developer would think that the proposal is in a rush to get this through so they could make a quick dollar. They would give us the basics and we would help them push it through without wasting a lot of my time on it. Will that give the City the best proposals?

Mayor Gatsas replied the quick answer to that is that Hackett Hill has been there for ten years. We have seen no proposals. As I said, this is not a communication that hasn't been festering for two or three months in communication and conversations I have had with developers because they have asked me. I think it is important that we bring something forward to let someone move. I don't think the City is ever going to fully recoup all of the dollars we have invested in this project. I think we are looking to create a bigger tax base. I think there was a discussion in the Committee meeting that the start of the building is in brick. I think we should have discussions as they come forward with the projects. If we can get 12 new companies coming to Manchester and building their buildings I would tell whatever developer is doing it, thank you very much.

Alderman Long stated within the last ten years have there been RFPs sent out?

Mr. Minkarah replied on this property, yes.

Alderman DeVries stated I am back to the evaluation criteria which is on page 11. I noticed that in the lead-in paragraph you say that you are looking for projects that encourage an environmentally sustainable development, but it is not one of the specific factors listed down below. That would lead me to believe that you are looking for projects that are low energy use, sustainable in that, but as far as being environmentally sensitive in that area...we have the nature reserve...I don't think that is covered and I'm not sure if that is an oversight on your part.

Mr. Minkarah replied perhaps. While it may not be articulated as well as it ought to be in the RFP, it is also a requirement of the development. For instance, the use of coarse pavement throughout is a requirement of our wetlands permit and the site specific permit. We are also required to take additional measures on certain lots that abut some of the most sensitive areas. It is definitely included in our development plan and it is definitely part of our permitting. We tried to articulate it, but perhaps we could have done a better job specifying it. That is something that we can be very specific about as we go through the review process and make sure that everyone understands the importance of environmental sensitivity and design on the project.

Alderman DeVries asked is that covered in more detail in the Angelo report that will be attached to this? Because you referenced that.

Mr. Minkarah replied not so much in the Angelo report, but it is referenced in the development plan. It is also very much a part of the permits that are a part of the project. We would anticipate that anyone who is looking to make a serious proposal is going to be contacting our office and asking to review the permits that

have been issued, the wetlands permits, site specific permit and the Army Corp approval as well as the Planning Board approvals. That is something that anyone who wants to come forward on this is going to take the time to review.

Alderman DeVries asked would you be willing to restate the specific factors to better include the environmental sensitivity as one of the factors as well?

Mr. Minkarah replied absolutely, yes.

Alderman DeVries asked should that be part of the motion?

Mayor Gatsas replied you can make that as part of the end motion, Alderman.

Alderman Arnold asked Your Honor is not concerned about the expedited nature of this RFP, right?

Mayor Gatsas replied I think Alderman Arnold understands that I move things pretty quickly. I'm not concerned with the timeframe.

Alderman Arnold stated I do understand that, but I want to make sure that from where you are sitting we are going to get some proposals.

Mayor Gatsas stated we are either going to get real good ones that we can chose from or we are going to have 12 lots that we are going to have to figure out what to do with.

Alderman DeVries stated on page 11 under the evaluation criteria, ten, there will be one more factor, number seven, addressing, in our Economic Developer's words, the environmental sensitivity of the project.

On motion of Alderman DeVries, duly seconded by Alderman Ludwig it was voted to accept the amendment to add a factor to the RFP about environmental sensitivity.

On motion of Alderman Lopez, duly seconded by Alderman Shea it was voted to accept the report of the Lands and Buildings Committee and adopt its recommendations.

15. Reports of the Committee on Public Safety, Health and Traffic

The Committee on Public Safety, Health and Traffic respectfully recommends, after due and careful consideration, that the two requests, one for Nation MS Society Walk and one for the Southern New Hampshire Planning Commission monthly meeting, for the use of Arms Lot and free parking, be approved.

(Unanimous vote)

On motion of Alderman Long, duly seconded by Alderman Roy, it was voted to discuss this item.

Alderman Lopez asked this is free parking while conducting City business?

City Clerk Normand replied no, it isn't, Your Honor.

Alderman Lopez stated I was thinking of something else.

On motion of Alderman Long, duly seconded by Alderman Roy, it was voted to accept the report of the Committee on Public Safety, Health and Traffic and adopt its recommendations.

The Committee on Public Safety, Health and Traffic respectfully recommends, after due and careful consideration, that the request from John Brady for free parking while conducting city business be referred to Brandy Stanley, Parking Manager, for a proposal and report back to the Committee.
(Unanimous vote)

On motion of Alderman Roy, duly seconded by Alderman Long, it was voted to discuss this item.

Alderman O'Neil stated I want this to be as simple as possible. We need to respect that many of these people who donate their time put in many hours, some at City Hall and some elsewhere. Planning Board and ZBA are two good examples. They could be looking at buildings in the downtown and Millyard area. I think this is an important issue and we need to make sure that we respect the people who volunteer to serve our community. I hope we can come up with a very simple program.

Mayor Gatsas stated I think in the last two weeks a lot of you have been down to City Hall. I have asked the departments to have conversations with employees about their parking procedures around City Hall. I was commenting to Alderman Lopez that I think that we may have some spaces available in the annex to rent out. Every time I look out, there are an awful lot of spaces available for people who come downtown and to City Hall. For the last week, I have not seen anyone parked in the alleyway. I think that we will find that because of the parking procedure the departments have instituted in their own departments that the people on these boards may not have the same problems that they have had in the past.

Alderman Lopez stated I was basically going to say the same thing. I don't want this is drag out for two or three months for something simple like this.

Mayor Gatsas stated I might suggest that we take a look at this and see how it works in the next month with the spaces that have opened up downtown to see if it is still a problem with the people who are serving on these committees. If they can't find parking adequately to serve their needs we can have discussions then. Let's try and see after a couple of weeks before we move on the thing.

Alderman O'Neil asked aren't there a couple issues of availability and the time portion of this parking? The Planning Board can be down here...Aldermen Roy, Ludwig and Long sat on the Planning Board for a number of years. Many of them come down and spend time at City Hall researching the issues. We not only need the availability of spaces but also the time limit. If it is one hour parking they can't be getting a ticket right after.

Mayor Gatsas stated I understand that, but I think the spaces that are in front of City Hall are not one hour spaces.

Alderman Roy stated I will be talking to Brandy in the next week. I was hoping that this would be something simple, as Alderman O'Neil said, and it would be back to our Committee before our meeting, which is on the first Monday of next month so it wouldn't be dragging on. That's where we were headed with that.

Alderman DeVries stated I was hoping that someone else would say my comments, but I was always under the impression, whether I was serving as an Alderman or an alternate on the Planning Board, that the parking lot on Middle Street during meetings was available free of charge. I wanted to be sure of our final recommendation so that when we are here serving we don't have to go to the Victory Garage at one in the morning.

Mayor Gatsas stated that's correct. There is a sign that is put out there by a security officer that says that the parking lot is open for City Hall business at no charge.

On motion of Alderman Roy, duly seconded by Alderman Long, it was voted to accept the report of the Committee on Public Safety, Health and Traffic and adopt its recommendations.

The Committee on Public Safety, Health and Traffic respectfully recommends, after due and careful consideration, that Ordinance Amendments:

“Amending Section 71.08 (B) eliminating the pre-determined side of the street when initiating a special parking prohibition.”

“Amending Section 71.13 (A) revising the odd/even parking dates from November 15th to December 1st and from May 15th to April 15th.”

ought to pass.

On motion of Alderman Ouellette, duly seconded by Alderman Shaw, it was voted to discuss this time.

Alderman Lopez stated I had some discussion with a couple Aldermen. If they wanted to do something different in their Wards, would they still have to go by this Ordinance?

Mayor Gatsas stated I'm not sure that we should be talking about separating the Wards of the City. I think it should be a consistent Ordinance that we do. I don't want anybody to think that Ward 1 would be different than Ward 12 and that we would have different parking parameters in them. Obviously, you could have Ward 3 and Ward 4, which I consider downtown Wards, looking for different parameters than somebody living in another Ward. But, someone moving from one Ward to another and not knowing that something changes in the new Ward, I think would be confusing to the residents. I would think that it would be a consistent thing across the City.

Alderman Lopez stated I wanted to bring that up because I had a discussion and one of the Aldermen wanted to speak to it.

*On motion of **Alderman Ouellette**, duly seconded by **Alderman Shaw**, it was voted that the Ordinance amendments ought to pass.*

The Committee on Public Safety, Health and Traffic respectfully recommends, after due and careful consideration, that Ordinance Amendment:

“Amending Section 70.78 to increase the penalty for parking within 15 feet of a fire hydrant.”

ought to pass.

*On motion of **Alderman Roy**, duly seconded by **Alderman Long**, it was voted to discuss this item.*

Alderman Lopez stated I have another question. We had the same conversation before. Can I ask the Committee if they can assure that the parking spaces are 15 feet from the hydrant? I know that many parking spaces are eight to ten feet. They are not all distinctly marked for 15 feet. Are they going to be marked 15 feet all over the City or is it by judgment?

Alderman Roy replied I didn't ask that question in Committee, but I doubt that they are going to be marking every street in the City around a hydrant. We're not going to pay the guys to go out and mark every hydrant, are we?

Alderman Lopez stated so it is just going to be a person looking at it and assuming it is 15 feet.

Alderman Roy stated I was never on the enforcement end of it. When I pulled up with the fire truck and I had enough room to attach a foreign suction onto that hydrant I didn't have a problem.

Alderman Lopez stated I know there is an increased penalty, but I'm wondering how that is going to be executed.

Mayor Gatsas stated I think your question is a serious one. At the time of fire...

Alderman Roy interjected it has happened before at the time of a fire and there is a vehicle in front of the hydrant.

Mayor Gatsas stated I think the question is, who is going to enforce this? Let's assume someone parked 12 feet away and someone goes out and measures. Are they going to be coming in here for tickets saying that there is a discrepancy? I guess that's my question.

Alderman Roy stated I don't have an answer for you. I don't work on the enforcement end. Maybe someone who works on the enforcement end can explain it. I would guess that if they had a problem they would probably take a picture and show what it was.

Alderman Ouellette stated if I remember during the Committee meeting, we are not changing anything other than...this was a housekeeping measure because the paperwork was omitted from the Ordinance change when it was passed in terms of the penalty for the parking fee. Nothing else has changed in terms of enforcing the policy within 15 feet of the hydrant. This is basically about the increased parking penalty and it was because the paperwork was omitted when we passed this a couple years ago. It was caught by Brandy's staff.

Mayor Gatsas stated sometimes catching something lets you ask the next question. How do we know how to enforce it?

Alderman Lopez stated I know it was administrative because they increased the fine because people reported that people were not complying with the 15 feet. I don't know if the Police Department can help us here. I know that has been an issue and that was the reason the fines were increased because people weren't complying with the 15 feet. I'm asking who is going to do that. I don't think a Police officer is going to go out there with a tape measure and see if it is 15 feet

from the fire hydrant. What do you think, Chief? I don't want to waste his time with a tape measure.

Alderman Roy stated painting lines isn't going to work anyway.

Alderman O'Neil stated this is no change. I believe this is state law. It used to be on the driving exams. People just have to use common sense. There isn't anything new here. We're not going to spend the money to go out and mark every hydrant. At one point we were putting up signs to not block a driveway. State law says that you can't block a driveway. You don't need to post it. You don't need to post parking in front of a fire hydrant. This was on my driver's exam.

On motion of Alderman Roy, duly seconded by Alderman Long, it was voted that the Ordinance amendment ought to pass.

The Committee on Public Safety, Health and Traffic respectfully recommends, after due and careful consideration, that the following regulations governing standing, stopping, parking and operation of vehicles, be adopted pursuant to Chapter 70 of the Code of Ordinances of the City of Manchester and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of that Chapter and Chapter 335 of the Sessions Laws of 1951.

Section 70.36 Stopping, Standing, or Parking Prohibited
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RESCIND NO PARKING ANYTIME:

On Valley Street, north side, from Belmont Street to Wilson Street
Alderman Osborne

On Wellington Road, south side, from Foxwood Circle to Wellington Road
(Ord. 8961)

Alderman Pinard

RESCIND NO PARKING – HANDICAP ZONE:

On Dix Street, south side, from a point 55 feet east of Taylor Street to a point 25 feet east (Ord. 7073)

Alderman Shea

NO PARKING ANYTIME:

On Valley Street, north side, from Belmont Street to a point 80 feet west
On Valley Street, north side, from a point 120 feet west of Belmont Street
to Wilson Street

On Cass Street, east side, from Central Street to a point 55 feet north
Alderman Osborne

On Rogers Street, west side, from Hayward Street to Harvard Street
Alderman Shea

On Old Wellington Road, north side, from Eastern Avenue to Foxwood
Circle

Alderman Pinard

On Calef Road, east side, from a point 240 feet south of Titus Avenue to a
point 220 feet southerly

Alderman Garrity

Alderman Lopez

Manchester Street north side, from a point 294 feet west of Union Street to
a point 96 feet westerly

Manchester Street, south side, from a point 210 feet east of Pine Street to a
point 72 feet easterly

Harrison Street north side, from Elm Street to Chestnut Street

Alderman Long

15 MINUTE PARKING:

On Valley Street, north side, from a point 80 feet west of Belmont Street to
a point 40 feet west

On Massabesic Street, south side, from a point 132 feet east of Spruce
Street to a point 37 feet east

On Belmont Street, west side, from Massabesic Street to Cedar Street
Alderman Osborne

RESCIND 2 HOUR PARKING - 8 AM – 6 PM/ MONDAY – FRIDAY:

On Massabesic Street, south side, from a point 50 feet south of Spruce
Street to Belmont Street

(Ord. 9341)

Alderman Osborne

TWO HOUR PARKING - 8AM – 6PM – MONDAY – FRIDAY:

On Massabesic Street, south side, from a point 50 feet east of Spruce Street
to a point 46 feet east

Alderman Osborne

RESCIND TWO HOUR PARKING – MONDAY – FRIDAY

8:00 AM-3:00 PM

On Spruce Street, south side, from a point 74 feet east of Cypress Street to a point 31 feet east
Alderman Osborne

RESCIND NO PARKING ANYTIME –EMERGENCY ORDINANCE

On Massabesic Street, east side, from Hospital Avenue, to a point 85 feet south
Alderman Osborne

NO PARKING ANYTIME – EMERGENCY ORDINANCE:

On Massabesic Street, east side, from Hospital Avenue to a point 37 feet south
Alderman Osborne

On Island Pond Road, north side, from East Industrial Park Drive to Cohas Avenue (western section)

On Island Pond Drive, south side, from a point 250 feet west of Cohas Avenue (eastern section) to Cohas Avenue (western section)

Alderman Pinard

On South Jewett Street, east side, from a point 132 feet north of Jobin Drive to a point 81 feet north
Alderman DeVries

NO PARKING LOADING ZONE:

On Green Street, north side, from Pine Street East Back Street to a point 23 feet east
Alderman Sullivan

NO PARKING LOADING ZONE MONDAY-FRIDAY 8:00 AM--5:00 PM:

Manchester Street north side, from a point 390 feet west of Union Street to a point 22 feet westerly
Alderman Long

NO PARKING LOADING ZONE – EMERGENCY ORDINANCE:

On Massabesic Street, east side, from a point 37 feet south of Hospital Avenue, to a point 18 feet south
Alderman Osborne

On Ahern Street, west side, from a point 384 feet north of O'Malley Street to a point 26 feet north

Alderman Shaw

METERS – 2 HOUR LIMIT:

Amherst Street south side, from a point 50 feet east of Elm Street to a point 54 feet easterly

Amherst Street south side, from a point 18 feet east of Nutfield Lane to a point 107 feet easterly

Elm Street, west side, from a point 22 feet south of Mechanic Street to a point 76 feet southerly

Alderman Long

1 HOUR PARKING – MONDAY – SATURDAY- 8:00 AM – 6:00 PM:

Manchester Street south side, from a point 282 feet east of Pine Street to Union Street

Alderman Long

NO PARKING HERE TO CORNER:

Manchester Street, north side, from Union Street to a point 33 feet westerly

Manchester Street south side, from Pine Street to a point 54 feet easterly

Alderman Long

RESCIND NO TRUCKS – 9:30 PM – 7:00 AM:

On Highland Park Avenue, from Candia Road to Laydon Street (Ord. 6665)

Alderman Shea

STOP SIGN:

On Douglas Street North Back Street at Allard Drive –SWC

Alderman Ouellette

STOP SIGNS – 3-WAY – EMERGENCY ORDINANCE:

On B Street at C Street – SEC, NEC

Alderman Smith

CROSSWALK – EMERGENCY ORDINANCE:

On River Road, west of Union Street

Alderman Mark Roy

RESCIND NO PARKING:

Harrison Street, north side, from Temple Court to a point 170 feet east
ORD 6461

Harrison Street, north side, from Elm East Back Street to Elm Street
ORD 9071

Harrison Street, south side, from Elm Street to Chestnut Street
ORD 3119
Alderman Long

RESCIND 1 HOUR PARKING:

Manchester Street, north side, from a point 420 feet west of Union Street to Pine Street

ORD 3284

Manchester Street, south side, from Pine Street to Union Street

ORD 3295

Alderman Long

RESCIND 15 MINUTE PARKING:

Manchester Street, north side, from a point 145 feet west of Union Street to a point 50 feet west

ORD 6483

Alderman Long

RESCIND METERS – 2 HOUR LIMIT:

Elm Street, west side, from Mechanic Street to a point 60 feet south

ORD 7911

Amherst Street, south side, from a point 50 feet east of Elm Street to a point 1254 feet east of Nutfield Lane

ORD 7607

Alderman Long

On motion of Alderman Shea, duly seconded by Alderman Long, it was voted to accept the report of the Committee on Public Safety, Health and Traffic and adopt its recommendations.

Mayor Gatsas stated see that we have Mr. Gelinas here this evening. I omitted to introduce him when we went through the nominations. Thank you for being here and good luck in your new position.

NEW BUSINESS

Alderman Greazzo stated I would like to dispatch the dog park issue as soon as possible. I recommend that we move as a whole and have our public participation session at our next meeting constitute the public hearing and vote on that matter later that evening.

Mayor Gatsas stated I can tell you that we have a Committee that works. We work on a Committee basis in this Chamber. We will go through that Committee basis and we will work at it there and we will come up with whatever ideas we have. I think that is the process we are going to go for.

Alderman Greazzo stated I have been working on this for a number of years. Before me, Alderman DeVries was working on it. It has bounced back and forth from the Aldermen to the Committee. There are only four sites recommended. I don't see any point.

Mayor Gatsas asked Alderman, you are on that Committee, aren't you? You have an opportunity to work on it now. It is already on the table in Committee. I would suggest that we try to take it off the table and hear some discussion. You could meet with the Chairman and move it from there.

*On motion of **Alderman Roy**, duly seconded by **Alderman Long**, it was voted to recess the meeting to meet with legal counsel.*

Mayor Gatsas called the meeting back to order.

Mayor Gatsas stated for the public's point of view, the motion is going to be coming before us. We were in executive session with our legal counsel to make sure the wording of that motion is correct. It has to do with the issue of bankruptcy court. I think it is important that people understand that we must find the opportunities available to this City for whatever program we enter into for recycling. We have to make sure that we have someone who can service the City and moving forward, make sure that we have every avenue available for the taxpayers of Manchester.

*On motion of **Alderman Roy**, duly seconded by **Alderman Lopez**, it was voted to authorize the City Solicitor to enter an appearance in the Corcoran bankruptcy matter and to file the appropriate motions to initiate the rejection of the Corcoran contract by the trustee. Further, the City Solicitor is authorized to retain specialized legal services to the extent it is required.*

*There being no further business, on motion of **Alderman Shea**, duly seconded by **Alderman Arnold**, it was voted to adjourn.*

A True Record. Attest.

City Clerk