

AGENDA

BOARD OF MAYOR AND ALDERMEN

June 1, 2010
Mayor and all Aldermen

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

1. Mayor Gatsas calls the meeting to order.
2. The Clerk calls the roll.

CONSENT AGENDA

3. Mayor Gatsas 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.

Accept BMA Minutes

- A. Minutes of meetings held on January 5, 2010 (two meetings), January 13, 2010 (one meeting), January 19, 2010 (two meetings), January 20, 2010 (one meeting), January 27, 2010 (one meeting) and January 30, 2010 (one meeting).

Approve under supervision of the Department of Highways

- B. Pole Petition:

11-1266 (2 poles) Grove Street

Approve under supervision of the Department of Highways, subject to funding availability

C. Sidewalk Petitions:

19 Trolley Street
565 Brent Street
237 Poplar Street
194-196 Lafayette Street
54 Medford Street

Information to be Received and Filed

- D. Monthly Bulletin from the City of Manchester Health Department for May 2010.
- E. Comcast franchise fee payment for the first quarter of 2010 submitted by Bryan Christiansen, Comcast.

REFERRALS TO COMMITTEE

COMMITTEE ON FINANCE

F. Resolutions:

“Authorizing the Finance Officer to effect a transfer of Three Hundred Ninety One Thousand Eighty Two Dollars and One Cent (\$391,082.01) for the 2010 CIP 713510, Annual ROW Improvements.”

“Authorizing the Finance Officer to effect a transfer of Eight Hundred One Thousand Fifty Seven Dollars and Sixty Eight Cents (\$801,057.68) for the 2010 CIP 310210, School Improvement Project.”

“Amending the FY1998, 2002, 2003, 2005, 2007 & 2010 Community Improvement Programs, transferring, authorizing and appropriating funds in the amount of One Million One Hundred Forty One Thousand Eighty Two Dollars and One Cent (\$1,141,082.01) for the CIP 713510, Annual ROW Improvements.”

“Amending the FY2001, 2002, 2003, 2005, 2007, 2009 & 2010 Community Improvement Programs, transferring, authorizing and appropriating funds in the amount of Eight Hundred One Thousand Two Hundred Fifty Five Dollars and Twenty Six Cents (\$801,255.26) for the CIP 310210, School Improvement Project.”

“Amending the FY 2010 Community Improvement Program, authorizing and appropriating funds in the amount of Six Million Four Hundred Thousand Dollars (\$6,400,000) for certain CIP Projects.”

G. Bond Resolutions:

“Authorizing Bonds, Notes or Lease Purchases in the amount of Two Million Four Hundred Thousand Dollars (\$2,400,000) for the 2010 CIP 310310 – School Administration Offices Project.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Million One Hundred Thirty Thousand Dollars (\$1,130,000) for the CIP 310410 – School Building Energy Efficiency Project.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Two Million Eight Hundred Seventy Thousand Dollars (\$2,870,000) for the 2010 CIP 310510, School Facility Improvements.”

REPORTS OF COMMITTEES

**COMMITTEE ON ACCOUNTS, ENROLLMENT & REVENUE
ADMINISTRATION**

- H.** Advising that the travel summary reports submitted by June George of EPD and Lisa Sorenson and Guy Beloin of Finance have been received and filed.
(Unanimous vote with the exception of Alderman O’Neil, who was absent.)
- I.** Advising that an audit of the Office of the Tax Collector by the Independent City Auditor has been received and filed.
(Unanimous vote with the exception of Alderman O’Neil, who was absent.)

- J.** Advising that a City-wide risk assessment prepared by the Independent City Auditor has been received and filed.
(Unanimous vote with the exception of Alderman O'Neil, who was absent.)

- K.** Advising that it has accepted the following Finance Department reports:
- a) Department Legend
 - b) Accounts Receivable summary
 - c) Open Invoice report over 90 days

and is forwarding same to the Board for informational purposes.
(Unanimous vote with the exception of Alderman O'Neil, who was absent.)

- L.** Advising that it has accepted the City's Monthly Financial Reports (unaudited) for ten months ended April 30, 2010, and is forwarding same to the Board for informational purposes.
(Unanimous vote with the exception of Alderman O'Neil, who was absent.)

- M.** Advising that that the FY 2010 Budget Forecast has been received and filed.
(Unanimous vote with the exception of Alderman O'Neil, who was absent.)

COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS

- N.** Advising that the communication from Alderman Jim Roy regarding a proposed reorganization of the Economic Development Office has been received and filed.
(Unanimous vote)
- O.** Advising that the communication from the Senior Services Department regarding the results of a survey distributed at the William B. Cashin Senior Center has been received and filed.
(Unanimous vote)

- P.** Recommending that the communication from Aldermen Corriveau, Arnold, O'Neil, and Ouellette proposing that the City contract with a non-profit organization to provide Public, Educational, and Government (PEG) television in Manchester, be approved.

The Committee notes that the proposal recommends that the non-profit's Incorporators/Board of Directors consist of the five Manchester residents who have volunteered to the Mayor and include former Mayors Dupuis, Wieczorek, and Baines along with former Aldermen Cashin and Wihby. The Committee recommends that future appointments to this Board of Directors follow the provisions of Section 3.14 of the City Charter except that the Mayor shall have only two appointments with confirmation of eight Aldermen and the Board of Aldermen shall have the remaining three appointments for nomination and confirmation.

The Committee concludes by directing City staff to work with the Board of Directors to determine how their by-laws should address the needs of the City.

(Unanimous vote with the exception of Alderman DeVries who voted in opposition)

- Q.** Recommending that the letter from Manchester Community Access Media, Inc. (MCAM) regarding the termination of the public access television agreement with the City of Manchester be accepted with the provision that the City only assume the associated building and equipment leases related to this agreement.

(Unanimous vote)

- R.** Advising that the communication from the Manchester School District regarding termination of the Manchester Community Television (MCTV) contract has been received and filed.

The Committee notes that notification of the Board of School Committee's intent to mutually terminate the MCTV contract, effective 12:00 p.m. on June 30, 2010, was accepted by the Board of Mayor and Aldermen on April 20, 2010.

(Unanimous vote)

COMMITTEE ON BILLS ON SECOND READING

S. Recommending that Zoning Ordinance Amendment:

“Amending the Zoning Ordinance of the City of Manchester, by replacing the Director of Planning and Community Development with an additional Aldermanic representative as a member of the Millyard Design Review Committee, and increase the membership from eight to nine by adding a members of the architectural or design field.”

ought to pass and be referred to the Committee on Accounts, Enrollment and Revenue Administration for enrollment.

(Unanimous vote)

T. Recommending that Ordinance Amendment:

“Amending Section 70.54 of the Code of Ordinances of the City of Manchester by establishing a Transit Station Parking Lot.”

ought to pass and be referred to the Committee on Accounts, Enrollment and Revenue Administration for enrollment.

(Unanimous vote)

U. Recommending that Ordinance Amendment:

“Amending Section 70.54 of the Code of Ordinances of the City of Manchester to Clarify Districts 26 and 27.”

ought to pass and be referred to the Committee on Accounts, Enrollment and Revenue Administration for enrollment.

(Unanimous vote)

COMMITTEE ON JOINT SCHOOL BUILDINGS

- V. Recommending approval of a change order at the Manchester School of Technology for work on the HVAC system.

The Committee further notes that it has approved “Option A” of the attached proposal totaling \$8,646.

(Unanimous vote)

COMMITTEE ON LANDS AND BUILDINGS

- W. Recommending that a Slope and Grading Easement Deed be granted to River’s Edge Manchester, LLC, over an area located near the Manchester Transit Authority, subject to the review and approval of the City Solicitor.

(Unanimous vote)

- X. Recommending approval of the request from the Highway Department to change the official street name of Betty Drive to Betty Lane.

(Unanimous vote)

- Y. Recommending approval of a plan to sell Lot 611-4A Island Pond Road to one of the two direct abutters.

The Committee further recommends that the Board of Mayor and Aldermen:

- Find the lot surplus to City needs;
- Find that acquisition by either of the two petitioners would lessen or resolve the non-conforming nature of their side yard building setback or lot frontage distances;
- Direct the Tax Collector to solicit “highest offer” sealed bids from the two abutters, subject to the review and approval of the Committee and the Board of Mayor and Aldermen;
- Condition the sale upon their merger of Lot 4-A with their abutting parcel; and
- Pass an ordinance authorizing the disposition of the city-owned tax dedeed property at TM 611, Lot 4-A, in the manner suggested herein.

(Unanimous vote)

- Z. Recommending approval of the proposed agreement between the City and the Manchester Dog Park Association to construct, maintain, and operate a dog park on property located at Bass Island, subject to the review and approval of the City Solicitor.

(Unanimous vote)

SPECIAL COMMITTEE ON ENERGY CONTRACTS AND RELATED ACTIVITIES

- AA. Advising that the communication from the Highway Department regarding energy funding opportunities has been referred to the Board of Mayor and Aldermen for informational purposes.

(Unanimous vote)

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

4. Nomination(s) to be presented by Mayor Gatsas, if available.
Ladies and Gentlemen, what is your pleasure?

5. Communication from the Highway Department requesting authorization to accept funds from the State for hazardous waste clean up and to enter into a contract with the NH DES, Waste Management Division for the program.
Ladies and Gentlemen, what is your pleasure?

6. Ordinance establishing a special purchase procedure relating to the John Stark statue, submitted by the City Solicitor.
Ladies and Gentlemen, what is your pleasure?

7. Communication from the Facilities Division recommending \$30,000 be used towards correcting certain deficiencies identified by the Fire Department in the district schools.
Ladies and Gentlemen, what is your pleasure?

8. Communication from Alderman Ludwig requesting the Finance Officer be authorized to establish a separate fund to accept future contributions to purchase replacement trees for Wagner Park.
Ladies and Gentlemen, what is your pleasure?
9. Report(s) of the Committee on Community Improvement, if available.
Ladies and Gentlemen, what is your pleasure?
10. A motion is in order to recess the meeting to allow the Committee on Finance to meet.
11. Mayor Gatsas calls the meeting back to order.
12. Report(s) of the Committee on Finance, if available.
Ladies and Gentlemen, what is your pleasure?
13. Resolutions: **(A motion is in order to read by titles only.)**
 - “Authorizing the Finance Officer to effect a transfer of Three Hundred Ninety One Thousand Eighty Two Dollars and One Cent (\$391,082.01) for the 2010 CIP 713510, Annual ROW Improvements.”
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“Amending the FY 2010 Community Improvement Program, authorizing and appropriating funds in the amount of Six Million Four Hundred Thousand Dollars (\$6,400,000) for certain CIP Projects.”

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

14. Report(s) of the Committee on Human Resources/Insurance, if available.
Ladies and Gentlemen, what is your pleasure?

15. Report(s) of the Committee on Lands and Buildings, if available.
Ladies and Gentlemen, what is your pleasure?

NEW BUSINESS

16. A. Communications
B. Aldermen

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