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COMMITTEE ON BILLS ON SECOND READING

May 14, 1996

5:15 PM

Chairman Wihby called the meeting to order.

The Clerk called the roll.

Present: Aldermen Wihby, Ald. Elise, and Ald. Pariseau.  
Ald. Domainque also attended.

Mssrs.: Assistant Chief of Police Mark Driscoll, Assistant City Solicitor Tom Arnold, Parks & Recreation Director Ron Ludwig, Mayoral Administrative Assistant, Richard Girard.

The Chairman addressed item 3 on the agenda:

Citizen Drop-off Facility Fee Proposal referred to Committee by the Committee on Accounts, Enrollment, and Revenue Administration.

Alderman Pariseau moved acceptance of the rate schedule, seconded by Ald. Elise. Motion passed.

The Chairman advised that item number 4, an Ordinance

"Amending Chapter 14 Licenses and Business Regulations, Article II, Division 2, Section 14-42.1(b) of the Code of Ordinances of the City of Manchester by increasing licensing fees on certain amusement devices,"

and item 10,

"Proposed Ordinance Amendments to Chapter 14, Licensing & Business Regulations,"

addressed the same ordinance and the committee would consider both items at the same time.

Ald. Elise moved acceptance of the \$1,000.00 video poker machine licensing fee contained in item 4 and the additional changes proposed under item 10. The motion was seconded by Ald. Pariseau. There being none opposed the motion carried.

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The Chairman read item 5 on the agenda:

"Amending Chapter 10, Food and Food Establishments, of the Code of Ordinances of the City of Manchester."

Ald. Pariseau moved to accept the proposed changes, seconded by Ald. Wihby.

Ald. Elise stated that she had talked to several restaurant owners and acknowledged that the increases, in some cases, were minimal, but some businesses felt they had already spent money on health inspection fees, Sunday licenses, 8% rooms & meals tax, liquor licenses, business licenses..and a lot of people in the downtown area, Central Service Business District fees. She stated that the Committee really had to think about why the aldermen were raising fees and the effect it was having on people. And she felt she could not support this measure.

The Chairman called for a vote, and the motion passed, with Ald. Elise duly recorded in opposition.

The Chairman addressed item 6,

a communication from Thomas Arnold, Assistant City Solicitor, relative to the proposed amendment of Ordinance Sec. 8-22 providing the Committee on Accounts membership to be changed to five (5) members from three (3) members.

Ald. Elise moved to accept the proposed change, seconded by Ald. Pariseau. Motion passed.

The Chairman read item number 7 on the agenda,

"Amending an Ordinance Regulating Traffic Upon the Public Streets of the City of Manchester providing for definitions, regulations, and penalties relative to Commercial Motor Vehicular Traffic and Trucks."

Ald. Elise moved to accept the proposed change, seconded by Ald. Pariseau. Motion passed.

The Chairman addressed item 8 on the agenda,

an Ordinance Amendment relative to establishing the Chief Negotiator's position referred to Committee by the Committee on Accounts, Enrollment, and Revenue Administration.

Ald. Pariseau said that he would like to point out that this item was referred to Bills on Second Reading by the Personnel Committee, not the Committee on Accounts. Ald. Wihby asked if it passed there. Ald. Pariseau said it had.

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Ald. Pariseau then moved to accept the proposed amendment, seconded by Ald. Elise. Motion passed.

The Chairman addressed item 9 on the agenda:

Communication from Paul Bergeron, Deputy City Clerk, submitting a proposed Ordinance Amendment to Section 2-9, Records Retention and Disposition.

Ald. Pariseau moved to accept the proposed changes, seconded by Ald. Elise.

Ald. Pariseau asked the Clerk if the city would be in violation of state law if we've looked at New York State regulations to write this. Deputy Clerk Paul Bergeron said no, that these proposed changes had been reviewed by the State Archivist and City Solicitor. All the proposal was doing was adopting New Hampshire rules and on top of that saying if the City Solicitor has additional recommendations dealing with electronic media or other issues not addressed by state rules, he could make those recommendations, and the departments may create even stricter rules than the state's if they wish.

Chairman Wihby called for a vote. The motion passed.

The Chairman took up item 11, an Ordinance,

"Amending Sections 18-24 and 18-25 (relating to the Reorganization of Parks and Recreation/Cemetery Department) of the Code of Ordinances of the City of Manchester."

Ald. Wihby asked if this had passed Personnel. Ald. Pariseau said it had. The problem was, he said, that now there are two directors at Parks: Director of Parks & Rec, Ludwig, and a Director of Cemeteries, Morse. Then you have a Deputy Director of Recreation. It would probably have been more proper to have slid Morse into that Deputy Director slot.

Ald. Wihby asked Ron Ludwig if he would like to speak. Ald. Wihby asked if what this was doing was establishing a Deputy Director and if we were changing titles or creating a new hire. Mr. Ludwig explained that we were doing away with a Parks Project Coordinator position. Ald. Wihby asked who was that. Mr. Ludwig said, Ron Johnson. Ald. Wihby then asked where he would fit, and R. Ludwig said, Deputy Director. Ald. Wihby asked Mr. Ludwig to explain the other three positions. Mr. Ludwig said that the structure was Ludwig, Deputy, and two divisions: one being Recreation and one being tax-funded. On the Recreation side, we're doing away with Ed Wojnilowicz spot in the ski area at

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Grade 25 and trying to find somebody new at Grade 22, and elevating somebody to a Grade 27 who would effectively be a division head over the Enterprise System. Ald. Wihby asked if he was adding a new position. Mr. Ludwig said, yes; you're putting Wojnilowicz in Grade 27 and taking the 25 and going down to a 22. Ald. Wihby asked where Morse was in all of this. Mr. Ludwig said that Mr. Morse would stay where he is until he retires. He could not say when that would be, but he's 64. But we would be sliding Morse and Socha. Morse is a 28, Socha a 25.

Ald. Wihby said he thought Morse was a 30. Mr. Ludwig said he thought it was a 28. Ald. Pariseau asked what grade was Webster when he was hired. Webster was a 30, Mr. Ludwig said. Ald. Pariseau continued, the Board voted to keep it that way. Mr. Girard said they voted to keep the position, but they downgraded it. Ald. Pariseau asked Mr. Girard to check it with Personnel. Mr. Girard said, I can tell you that he's a 28. Ald. Pariseau said he remembered the argument the aldermen had in 1992. Mr. Girard said he would go get his book. Ald. Wihby asked how much money was being added. Mr. Ludwig said none. Ald. Wihby asked how if there were new positions. Mr. Ludwig said he was downgrading others and that through attrition -- Morse is 28 or 30, whichever -- and Socha's 25. Ald. Pariseau asked if anyone remembered the argument they had on the Board meeting when what's-his-name got done, and two were opposed to Morse's upgrade when we were talking about consolidation. It doesn't make any sense to have two directors and then you have to bypass Morse... Mr. Ludwig said he didn't look at it as bypassing, because for him to assist me at this point in his life is not, I mean, he's not ready to take on a huge project. Ald. Wihby asked if there were any new positions -- were any people going to be hired to do this? Mr. Ludwig said there would be one new person hired if Ed Wojnilowicz was to receive the Enterprise System position, then he would need to fill the aquatic position with a new person at three pay grades lower than what Ed is presently at. Ald. Wihby said that that position was already there, so there are no new positions. We're just reclassifying, lowering some, and moving others into different divisions. Is that right? Mr. Ludwig said yes.

Ald. Pariseau moved to accept the proposed ordinance, seconded by Ald. Elise. Motion passed.

The Chairman addressed item 12:

Communication from Ald. Elise relative to the proposed Heritage Commission Ordinance.

Ald. Pariseau moved to table the communication. There was no second.

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Ald. Elise said that she had been working on the ordinance since the date of the Planning Department's letter of February 27, 1996. Ald. Pariseau said he thought it had to go to Planning. Ald. Elise said it didn't have to. She took all their concerns and considerations, worked with all parties, and reformulated the ordinance, and would like to resubmit it. It has most of your concerns taken care of. She said she didn't want any action taken tonight, but she wanted to submit it. Ald. Wihby asked if the committee should have Planning look at it again.

Ald. Pariseau moved that the revised ordinance be sent to the City Solicitor's for his review. Ald. Elise said she had already done that too. There was no second.

Ald. Wihby asked if Planning was the only one with concerns when they tabled it. Ald. Pariseau said yes. Ald. Wihby suggested that the ordinance be sent back to the Planning Department.

Ald. Elise moved that the revised ordinance be forwarded to the Planning Department's staff for review and comment. Seconded by Ald. Pariseau. Motion passed.

The Chairman addressed item 13.:

Communication from Lloyd Basinow requesting public hearings be held relative to the revitalization of the Downtown Central Business District.

Ald. Pariseau moved to refer the letter to the Downtown District. Seconded by Ald. Wihby. Motion passed.

The Chairman addressed item 14:

"An Ordinance imposing restrictions on parking in designated residential districts and authorizing the conditional issuance of parking permits to residents of such districts."

Ald. Wihby said that he had spoken to Ald. Reiniger and that Ald. Reiniger agreed to send it to Richard Davis, Downtown Business District Coordinator, so that when they do their plan on the parking fees they will look into this too.

Ald. Pariseau moved to table the proposed ordinance and send a letter to the Downtown Business District informing them of this proposal. Seconded by Ald. Elise. Motion passed.

Before going on to the next item, Ald. Elise stated that she wanted to go on record that the City Solicitor did review the Heritage Commission Ordinance. Attorney Arnold said that the Solicitor's Office did not have a copy and asked to have one formally forwarded.

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Ald. Pariseau moved to take item 15,

a communication from Raymond Labore relative to impact fees,  
off the table. Seconded by Ald. Elise. Motion carried.

Ald. Pariseau then moved to receive and file the communication,  
seconded by Ald. Wihby. Motion carried.

The Chairman asked if there was any new business. There being  
none, Ald. Pariseau moved to adjourn, seconded by Ald. Elise,  
motion carried.

A True Record. Attest.

*L. R. Bernier*  
Clerk of Committee