

AGENDA

COMMITTEE BILLS ON SECOND READING

April 21, 2008
Aldermen Osborne, DeVries,
M. Roy, Pinard, Domaingue

5:00 PM
Aldermanic Chambers
City Hall (3rd Floor)

1. Chairman Osborne calls the meeting to order.
2. The Clerk calls the roll.
3. Ordinance Amendment:

“Amending Sections 33.024 and 33.025 (Custodial Services Supervisor – Police; Equipment Maintenance Superintendent I – Police; Equipment Maintenance Superintendent II – Fire; and Equipment Mechanic II – Fire) of the Code of Ordinances of the City of Manchester.”

Ladies and Gentlemen what is your pleasure?

4. Ordinance Amendment:

“Amending Section 33.064 Employees Injured in the Line of Duty to apply to all employees and to require the repayment of sick leave benefits upon determination of employee eligibility for workers compensation benefits.”

Ladies and Gentlemen what is your pleasure?

5. Ordinance Amendment:

“Amending Chapter 70: Motor Vehicles And Traffic of the Code of Ordinances of the City of Manchester by amending Section 70.82 Immobilization of Motor Vehicles for Non-Payment of Parking Fines increasing the fee for immobilization and inserting reference to the Parking Division.”

Ladies and Gentlemen what is your pleasure?

6. Ordinance Amendment referred back to Committee by BMA:

“Amending Section 70.45 of the Code of Ordinances to clarify responsibilities of the Parking Division.”
(Note: the BMA is seeking further clarification of the scope and duties of the Parking Manager-memo and additional information provided by the City Clerk.)

Ladies and Gentlemen what is your pleasure?

TABLED ITEMS

A motion is in order to remove any of the following items from the table.

7. Ordinance Amendment:

“Amending Sections 33.024, 33.025, & 33.026 (Purchasing Assistant) of the Code of Ordinances of the City of Manchester.”
(Tabled 2/5/08)

8. Ordinance Amendment:

“Amending Chapter 70: Motor Vehicles and Traffic of the Code of Ordinances of the City of Manchester by expanding the Residential Parking Permit Zone #6 in Section 70.55(D) (6) to include Mechanic Street, north side, between Elm Street and Canal Street.”
(Tabled 11/26/07; Remained tabled 2/5/08)

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

City of Manchester
New Hampshire

In the year Two Thousand and eight

AN ORDINANCE

"Amending Sections 33.024, 33.025 & 33.026 (Custodial Services Supervisor – Police, Equipment Maintenance Superintendent I-Police, Equipment Maintenance Superintendent II-Fire, & Equipment Mechanic II-Fire) of the Code of Ordinance of the City of Manchester."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION 33.024 CLASSIFICATION OF POSITION be amended as follows:

Change classification title for Custodial Services Supervisor-Police, Class Code 5011
Equipment Maintenance Superintendent I-Police, Class Code 5571, Equipment
Maintenance Superintendent II-Fire, Class Code 5581 & Equipment Mechanic II-Fire,
Class Code 5541

SECTION 33.025 COMPENSATION OF POSITION be amended as follows:

Change grades for Custodial Services Supervisor-Police, Class Code 5011, Grade 18,
Equipment Maintenance Superintendent I-Police, Class Code 5571, Grade 21,
Equipment Maintenance Superintendent II-Fire, Class Code 5581, Grade 22 &
Equipment Mechanic II-Fire, Class Code 5541, Grade 18

SECTION 33.026 CLASS SPECIFICATIONS be amended as follows:

Establish class specification, Custodial Services Supervisor-Police, Code 5011 (see
attached)
Establish class specification, Equipment Maintenance Superintendent I-Police, Code
5571 (see attached)
Establish class specification, Equipment Mechanic II Superintendent II-Fire, Code 5581
(see attached)
Establish class Equipment Mechanic II-Fire, Class Code 5541 (see attached)

This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

To the Board of Mayor and Aldermen of the City of Manchester:

The Committee on Human Resources/Insurance respectfully advises, after due and careful consideration, that it has approved ordinance:

“Amending Section 33.064 Employees Injured in the Line of Duty to apply to all employees and to require the repayment of sick leave benefits upon a determination of employee eligibility for workers compensation benefits.”

and recommends the same be referred to the Committee on Bills on Second Reading for technical review.

(Unanimous vote.)

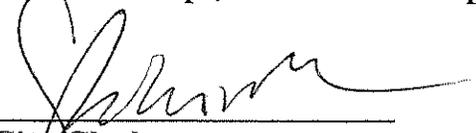
Respectfully submitted,



Clerk of Committee

March 4, 2008. In Board of Mayor and Aldermen.

On motion of Alderman J. Roy, duly seconded by Alderman Shea, it was voted to accept, receive and adopt the report of the Committee.



City Clerk

To the Board of Mayor and Aldermen of the City of Manchester:

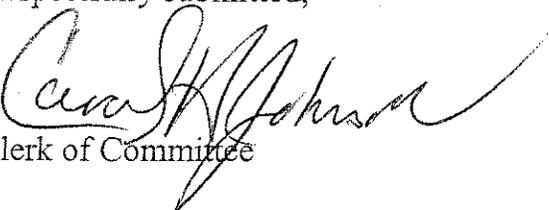
The Committee on Human Resources/Insurance respectfully advises, after due and careful consideration, that it has approved ordinance:

“Amending Section 33.064 Employees Injured in the Line of Duty to apply to all employees and to require the repayment of sick leave benefits upon a determination of employee eligibility for workers compensation benefits.”

and recommends the same be referred to the Committee on Bills on Second Reading for technical review.

(Unanimous vote.)

Respectfully submitted,



Clerk of Committee

City of Manchester New Hampshire

In the Year One Thousand Nine Hundred and

AN ORDINANCE

"Amending Section 33.064 Employees Injured in the Line of Duty to apply to all employees and to require the the repayment of sick leave benefits upon a determination of employee eligibility for workers compensation benefits

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

§ 33.064 EMPLOYEES INJURED IN THE LINE OF DUTY.

~~(A) Employees, other than employees of the Police Department and employees of the Fire Department, injured in the line of duty shall be entitled to compensation as provided under the Worker's Compensation Law.~~

~~(B) For employees of the Police Department and employees of the Fire Department the following shall apply:~~

(1A) Any employee of the city who sustains an injury which is compensable under the Workers Compensation Law and who is entitled to receive compensation benefits either by agreement of award shall, in addition to workers compensation benefits, receive supplemental pay benefits from the city so that combined worker compensation and supplemental pay benefits shall equal 80% of regular gross salary if the employee is covered under Social Security, and 87% if the employee is not covered under Social Security. Regular gross salary means gross wages as shown in the salary and wage schedules in the city and the school department compensation plans. The Finance Human Resources Department shall make such adjustments as are necessary to ensure that employees will actually receive the supplemental pay benefit provided above.

(2B) Pending determination of workers compensation eligibility, the employee may receive sick leave benefits. On a determination **that the employee is eligible of eligibility for workers compensation benefits, the employee shall repay to the city all sick leave benefits the employee has received.** Upon repayment sick leave credit shall be restored.

(3C) To the extent authorized by law, the city, during the period the employee is receiving supplemental pay benefits, shall continue to contribute to the employee's retirement system on the employees' regular gross salary provided the employee maintains his contributions to the system.

(4D) Disabled employees may authorize deductions first from this supplemental portion of his pay and then from his workers compensation disability payments for medical insurance, credit union payments, bonds or savings plans, retirement, and United Fund contributions, or other authorized deductions, upon approved forms.

(5E) In cases of third party liability the city shall be entitled to the same lien and rights with respect to supplemental pay as are afforded employers under the Workers Compensation Law. As a condition to receiving supplemental pay benefits, the employee shall execute a written assignment of such lien and rights to the city in such form as is required by the Risk Manager. The Risk Manager is authorized to make third party lien

settlements on behalf of the city and the employee with respect to supplemental pay benefits, provided however, that a full report shall be made to the Aldermanic Insurance Committee.

(6F) It shall be the duty of each department head to monitor the payment of supplemental pay benefits to employees within his department. On recommendation of the department head, the Risk Manager may require employees receiving supplemental pay benefits to be examined by a physician or physician chosen by the city at the city's expense at intervals not more frequent than the requirements set forth in R.S.A. 281-A:38.

(7G) In no event shall this section provide more than 52 weeks of supplemental pay benefits for the injury or any recurrence thereof. Employees unable to resume normal work duties after one year shall be examined by a physician or physicians chosen by the city at the city's expense. If on such examination the employee is found to be unable to fulfill the requirements of his/her normal work duties, such employee shall be terminated.

(8H) Any employee so terminated shall be entitled to a hearing before the Aldermanic **Human Resources/Insurance** Committee. Requests by employees for a hearing must be submitted to the Committee no later than 15 calendar days after the receipt of notification of termination. The Aldermanic **Human Resources/Insurance** Committee shall hold a hearing within 30 calendar days of the receipt of the request.

(9I) If the employee prevails in the hearing before the Aldermanic **Human Resources/Insurance** Committee, employment will not be terminated but in no event shall the supplemental pay benefits exceed the maximum of 52 weeks of cumulative benefits. The determination of the Aldermanic **Human Resources/Insurance** Committee is subject to review by that Committee each 30 calendar days. The decision of the Aldermanic **Human Resources/Insurance** Committee shall be final.

~~(10) Effective date and retroactivity. This section shall take effect on its passage. Employees who sustained compensable injuries from May 12, 1982, to the effective date of this section shall be entitled to supplemental pay benefits subject to all of the terms and conditions of this section retroactive to the date of the injury, except the formula for calculating the amount of the supplemental pay benefit shall be in accordance with the previous provisions of this section, having an effective date of July 6, 1982, provided that the total amount of the supplement paid shall not exceed 52 weeks of cumulative benefits. Sick leave payments taken in lieu of supplemental pay benefits, shall be restored. Employees who believe their previous Workers' Compensation claims are affected by this change to a total cumulative benefit of 52 weeks must file a claim with the Risk Manager no later than 12 months from the date of passage of this section.~~

This ordinance shall take effect upon its passage

City of Manchester New Hampshire

In the year Two Thousand and Eight

AN ORDINANCE

“Amending Chapter 70: Motor Vehicles And Traffic of the Code of Ordinances of the City of Manchester by amending Section 70.82 Immobilization of Motor Vehicles for Non-Payment of Parking Fines increasing the fee for immobilization and inserting reference to the Parking Division.”

Page 1 of 2

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. Amend the Code of Ordinances by deleting language as stricken (-----) and inserting new as bolded (**bold**). Sections of the following chapters that remain unchanged appear in regular type.

§ 70.82 IMMOBILIZATION OF MOTOR VEHICLES FOR NON-PAYMENT OF PARKING FINES.

(A) Any person to whom is sent or issued notification of violations of preceding sections of this subchapter and who does not pay the charges prescribed above, or any vehicle that has accumulated a total of at least \$30 in unpaid parking fees at any parking garage or garages, may be ~~summoned upon complaint to the Manchester District Court~~ **subject to towing and storage or immobilization by the Parking Division provided notice of intent to tow and store or immobilize said vehicle has been placed on the vehicle or sent to the last known address listed with the State Motor Vehicle Department of the state in which the vehicle is registered.** The penalty of violation of this subchapter in such case shall be no less than the fine indicated in the applicable payment schedule, no portion of which may be suspended, and/or

(B) Any vehicle found parked on any public street, parking lot or any other place for which three or more outstanding parking violation "final notices" for violations of the preceding section have been sent equaling at least \$100 may be subject to towing and storage or immobilization by the **Parking Division** or Manchester Police Department provided notice of intent to tow and store or immobilize said vehicle has been placed on the vehicle or sent to the last known address listed with the State Motor Vehicle Department of the state in which the vehicle is registered. Said notice shall contain the following information:

- (1) The date, time and location of the violations leading to the issuance of the notice;
- (2) That the subject vehicle will be towed, stored or immobilized after a specific date of not less than five days after the date of the notice unless all the outstanding violations and late fees are paid;

City of Manchester New Hampshire

In the year Two Thousand and Eight

AN ORDINANCE

“Amending Chapter 70: Motor Vehicles And Traffic of the Code of Ordinances of the City of Manchester by amending Section 70.82 Immobilization of Motor Vehicles for Non-Payment of Parking Fines increasing the fee for immobilization and inserting reference to the Parking Division.”

Page 2 of 2

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

(C) Any vehicle towed and stored or immobilized in accordance with the preceding may be released as follows:

- (1) By payment of all charges due.
- (2) By posting cash bond with the Police Department / **Parking Division** in an amount sufficient to make full payment of all parking charges due arising out of violations subject to the provisions of this chapter in order to allow judicial determination regarding the matter in question.
- (3) By judicial determination.

(D) In the event that any motor vehicle has been towed and stored or immobilized pursuant to this chapter, a further precondition to the release of said vehicle shall be the payment by the party seeking the release of said vehicle of all fees and charges incurred by the city for the towing and storage and immobilization of said vehicle. Further the vehicle shall not be released until the person requesting it presents satisfactory evidence of his/her right to possession and signs a receipt upon receiving the vehicle. The fee for immobilization shall be ~~\$\$0~~ **\$100**. The fee for towing and storage of a vehicle shall be that set out in the then current towing contracts between the Police Department and the various towing companies.

(E) When a motor vehicle has been immobilized pursuant to the provisions of this chapter, the **Parking Division** / Manchester Police Department shall affix a warning notice on the windshield of the vehicle advising the driver not to attempt to operate the vehicle or remove the immobilization device, and advising the operator or owner of the procedure to have the immobilization device removed.

(F) It shall be unlawful for any person to tamper with or attempt to destroy or remove any **Parking Division** / Manchester Police Department immobilization device from a vehicle without authorization by the Manchester Police Department or **Parking Division**, and the penalty for such action upon conviction shall be a violation and a fine of \$100, no portion of which may be suspended.

II. These ordinances shall take effect upon passage.

To the Board of Mayor and Aldermen of the City of Manchester:

The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance Amendment:

“Amending subsection 70.45 of the Code of Ordinances of the City of Manchester to clarify responsibilities of the Parking Division.”

ought to pass.

(Unanimous vote.)

Respectfully submitted,



Clerk of Committee
Deputy

**February 19, 2008 In Board of Mayor and Aldermen.
On motion of Alderman Domainque, duly seconded by Alderman Gatsas, voted
return to Bills on Second Reading.**



City Clerk

City of Manchester
New Hampshire

In the year Two Thousand and Seven

AN ORDINANCE

"Amending §70.45 of the Code of Ordinances to clarify responsibilities of the Parking Division."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

I. Amend the Code of Ordinances by deleting language as stricken (-----) and inserting new as bolded (**bold**).

(E) Manage and operate all ~~on-street~~ **metered parking spaces and all other types of parking restrictions adjacent to where meters are located** within the City of Manchester.



CITY OF MANCHESTER

Office of the City Clerk



Carol A. Johnson
City Clerk

Matthew Normand
Deputy City Clerk

Memo To: Committee on Bills on Second Reading
From: Carol A. Johnson
City Clerk
Date: April 17, 2008
Re: Parking Division Ordinance Amendment

The above referenced ordinance was referred back to the Committee on Bills on Second Reading for further clarification based on discussion on at the Board level. One of the issues was to have the ability to see the amendment in context with other subsections of 70:45.

To assist with the review and any amendment process, enclosed is a new draft of the proposed ordinance amendment with all portions of the pertinent section reflected, a copy of the parking administration ordinance sections and a copy of excerpts from the BMA meeting.

City of Manchester
New Hampshire

In the year Two Thousand and

AN ORDINANCE

“Amending 70.45 of the Code of Ordinances to clarify responsibilities of the Parking Division.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester,
as follows: **SECTION 70.45 DUTIES OF PARKING MANAGEMENT AND OPERATIONS**

- I. Amend the Code of Ordinances by deleting language as stricken (-----) and inserting new as bolded (**bold**).

The division of Parking Management and operations shall:

- (A) Manage, maintain, operate and account for revenue from all municipal parking meters within the city.
- (B) Issue, manage and account for revenue from all municipal parking leases within the city.
- (C) Manage, operates, maintain and account for the revenue from all municipal parking garages with the city with the exception of those garages located on school premises.
- (D) Manage, operate, maintain and account for the revenue from all municipal surface parking lots within the city with the exception of surface parking lots located on school premises.
- (E) Manage and operate all ~~on-street~~ **metered parking spaces and all other types of parking restrictions adjacent to where meters are located within** the City of Manchester.
- (F) Perform all such other duties or tasks as may be assigned by the Board of Mayor and Alderman or as may be incidental to the duties

- II. This ordinance shall take effect upon this passage.

PARKING OPERATIONS

§ 70.44 DIVISION ESTABLISHED.

Parking Management and Operations is hereby established as a division within the Economic Development Office.
(Ord. passed 6-12-06)

§ 70.45 DUTIES OF PARKING MANAGEMENT AND OPERATIONS.

The division of Parking Management and operations shall:

(A) Manage, maintain, operate and account for revenue from all municipal parking meters within the city.

(B) Issue, manage and account for revenue from all municipal parking leases within the city.

(C) Manage, operate, maintain and account for the revenue from all municipal parking garages with the city with the exception of those garages located on school premises.

(D) Manage, operate, maintain and account for the revenue from all municipal surface parking lots within the city with the exception of surface parking lots located on school premises.

(E) Manage and operate all on street parking with the city.

(F) Perform all such other duties or tasks as may be assigned by the Board of Mayor and Alderman or as may be incidental to the duties and tasks set forth above.
(Ord. passed 6-12-06)

§ 70.46 ADMINISTRATION.

The Division of Parking Management and operations shall be responsible to the Committee on Public Safety and Traffic for the daily administration of the city's parking operations.
(Ord. passed 6-12-06)

§ 70.47 AUTHORIZING INSTALLATION OF PARKING METERS AND MAINTENANCE THEREOF.

The Parking Manager is hereby authorized subject to the approval of the Committee on Public Safety and Traffic, to provide for the installation, regulation of fees, maintenance, control, operation and use of parking meters on any street, part of a street, or municipal parking area or municipal parking garage.
(Ord. passed 6-12-06)

§ 70.48 DENOMINATION OF COIN TO BE DEPOSITED AND TIME ALLOTTED THEREFOR.

(A) Whenever any vehicle shall be parked next to a parking meter on any day, when parking regulations as provided for under the provisions of this chapter are in effect, the owner or operator of said vehicle shall park within the area designated by the curb and street marking lines as indicated for parallel, or diagonal parking on public highways or in municipal parking lots within the lines indicated for the parking meter selected by the operation of the motor vehicle, and upon entering said parking space shall immediately deposit in said parking meter any lawful coin or coins of the United States in the proper amount depending upon the location and the length of time such vehicle can be legally parked as prescribed for that zone by this chapter and shall put the meter in operation; provided, however, that such owner or operator may use the unexpired time remaining on the meter from the previous use without depositing a coin therein, and provided further that no vehicle shall be parked for longer than the period prescribed for that zone by this chapter. When a vehicle is too large to be confined in a single space, only the meter nearest the hood of the front end of said vehicle need be operated. If a vehicle shall remain parked in any parking space for longer than the time prescribed by this chapter or for such length of time that the parking meter shall display a signal indicating illegal parking, then in that event such vehicle shall be considered as parked overtime.

(B) It shall be unlawful to deposit or cause to be deposited in any parking meter anything other than a coin or coins of the United States.

Report of Committee on Bills on Second Reading

R. Recommending that Ordinance Amendment:

“Amending subsection 70.45 of the Code of Ordinances of the City of Manchester to clarify responsibilities of the Parking Division.”

ought to pass.

(Unanimous vote.)

Alderman Lopez stated I just need a clarification from Brandy Stanley or maybe somebody from the Committee. Does this include the residency permits that we have, for this particular ordinance, that she’s in charge of all that? Do you want to answer that Brandy, for the Committee?

Ms. Brandy Stanley, Parking Manager, responded I believe that the ordinance actually provides for the latitude to manage residential parking permits. We don’t as of now. The Ordinance Violation Bureau does. However, I believe that this would actually allow us to do so.

Alderman Lopez stated that’s why I want this clarified. This is going to give you the authority to manage residency permit parking.

Ms. Stanley stated I believe there’s enough latitude in it to...

Alderman Lopez stated I don’t need to know ‘I believe.’ I have to know. Is that the Committee’s understanding?

Alderman Gatsas stated I’m not answering his question. I’m looking at this ordinance saying that it’s way too much latitude without this Board having some access to the answers.

Alderman Lopez stated Lands and Building must...

Mayor Guinta asked can the Solicitor give us a comment?

Mr. Arnold stated the ordinance basically restricts the duties that the Parking Division had before to metered spaces and all the types of parking restrictions adjacent to where meters are located. Since, if my memory serves me correctly, all the residency permits are in the downtown area, i.e. metered spaces or adjacent to metered spaces, then I think that this ordinance would permit that, yes.

Alderman Lopez asked should this go back to Committee? Because she has an impression that she's going to handle the residency permits.

Mr. Arnold stated some action, I believe, would have to be taken to transfer those residency permits from Ordinance Violation to the Parking Division.

Alderman Lopez stated I want to know if the Committee on Bills on Second Reading took that up because she has a different interpretation.

Alderman M. Roy stated Brandy, your understanding is that it allows you to do it but you would need an action from this Board taking it from Ordinance Violation and placing it in your Department. Is that correct?

Ms. Stanley responded that is my understanding because the residential parking zones are within the area that's defined in this ordinance.

Alderman M. Roy stated okay, so your understanding is that this ordinance doesn't change anything regarding residential parking permits. It just allows you, should it be the desire of this Board, to then put it within your department.

Ms. Stanley responded that's correct.

Alderman M. Roy stated okay, I just want that clear, that 'adjacent' allows us to have her control any type of controlled parking in the metered downtown area, and that's where I understood it, through Bills on Second Reading. It doesn't mean we're giving her the authority. It doesn't mean we're taking anything away from any other division or department. It's just we then can do it at a later date without changing another ordinance, if that clarifies some of the conversation.

Alderman Gatsas stated there's no question that this broadens the scope tremendously. Before it was '...manage and operate all on street parking with the City of Manchester.' The dark print is the new changes in the ordinance and it takes 'on street' out and puts in 'metered' parking. And it opens up the scope to a much broader avenue than what was there before. There's no reason that this ordinance should be changed. It should be left the way it is and any changes should have to come to the Traffic Division, so that we at this Board level know what changes are being made. This allows changes to be made without the Board knowing about it.

Ms. Stanley stated I don't believe...you know, we've met as a committee and what we tried to do is to actually narrow the scope of what we are allowed to do. On street, the way we were as a committee, the way we were interpreting it, meant all of the on street parking in the entire City, including the residential neighborhoods and all that stuff. And basically what we wanted to do was to narrow that scope to what we were doing downtown with our metered parking spaces. That's really the effect of...you know, my understanding, that's really what the effect of this ordinance change is.

Mayor Guinta asked Alderman Lopez, do you want to send this back to Committee for further review?

Alderman Lopez asked I think...what's her responsibility? Because Aldermen have said let's go over to the west side, let's go east, let's go south, and she needed a scope of her responsibility, and the meter is okay as far as I'm concerned. I just was wondering if this took the resident permit, and Alderman Roy answered that question. At a later date she can come to the Committee and ask permission to do that in order to have complete responsibility of parking, but not the entire City. I think the other parking aspect of it goes with Ward Aldermen and Traffic. That's the way I understand it. If I'm wrong, correct me.

Alderman Gatsas stated so the people that are out there for parking violations, they're under your scope. Does that mean they aren't going to walk up to Chestnut Street where there's two-hour parking and no meters, and they aren't going to enforce the two-hour parking up there where there are signs that says two hour parking?

Ms. Stanley responded no, that's not what it means. The PTO staff that works for us by default provides enforcement services for the entire City.

Alderman Gatsas asked then how can you enforce this if we're taking out the ability for you to operate on all street parking?

Ms. Stanley responded what the ordinance does allow in a later section is that anything that is outside of this defined scope can be dealt with by the Parking Division upon request of the Mayor and Board of Aldermen.

Alderman Gatsas asked is there more to this ordinance that we don't see?

Ms. Stanley responded I believe so. The entire ordinance was not...I don't have it in front of me, but I think it was just that one paragraph that was changed. But there is a paragraph later that says basically the Board of Mayor and Aldermen can ask me to do anything they want me to do.

Alderman Gatsas asked but is there anything you can do, according to this ordinance, without the approval of this Board?

Ms. Stanley responded I can't change rates; I can't change policies; I can't do anything like that without going to the Board of Mayor and Aldermen. That doesn't change. I can't change ordinances.

Alderman Gatsas asked then why would we want to change this?

Ms. Stanley responded because we want to narrow the scope of what we're responsible for. Basically, we were having overlap problems between the Parking Division and the Traffic Division. Both of our offices were getting requests for the same thing. We were getting overlapping requests. I was getting requests for things that he would normally deal with, and he was getting requests for things that I would deal with.

Alderman Gatsas stated give me an example.

Ms. Stanley stated there's a restaurant on the corner of Bridge and Elm that had some questions about changing some of the signage around the outside of the restaurant. That is not where metered parking is currently, and it was a request of the Ward Alderman at that point that I look into it, and really it probably should have been dealt with by the Traffic Supervisor because he had more history to do

with that. I've also been asked to look at a number of neighborhood situations on the west side and other places, and frankly, that takes up the Parking Division's time and resources from generating revenue and operating its division that could very well be dealt with by the Traffic Division.

Alderman Gatsas asked Bridge and Elm doesn't have the kiosk?

Ms. Stanley stated no. I'm sorry. Bridge and Union. I apologize, Bridge and Union.

Alderman Gatsas stated I was going to say, if they don't have them there, how do we get them up further on Elm Street?

Alderman DeVries stated my questions have been answered. I would be willing to offer a motion recommending the ordinance amendment.

Alderman DeVries moved to approve the ordinance amendment. The motion was duly seconded by Alderman Shea.

Alderman Domaingue stated before we take a vote on that, I'm looking at the full ordinance right now, which is Duties of Parking Management and Operations, and it's very substantial. It has letters A through F listed in separate duties that they are and are not allowed to perform. I just think that maybe the right thing to do here is to send it back to Committee, and instead of reading it as an excerpt, read the actual ordinance as a whole when we're amending it.

Alderman Domaingue stated she wished to move this item back to Committee by Alderman Gatsas indicated he would second that motion.

Alderman DeVries stated Your Honor, it appears that Aldermen would like to see it back in Committee. I would ask a question, if I might, of Ms. Stanley. Is there any time issue for you with this ordinance change, other than the fact that you hope that you are not distracted from your parking duties downtown?

Ms. Stanley responded there's no time sensitivity to this at all.

Alderman DeVries stated I would withdraw my motion at this time then, and allow another motion to be made.

Alderman Shea withdrew his second.

On motion of Alderman Domaingue, duly seconded by Alderman Gatsas, it was voted to send this item back to the Committee on Bills on Second Reading.