

BOARD OF MAYOR AND ALDERMEN

INAUGURAL CEREMONIES

January 3, 1984

10:00 A.M.

Members of the City Government elected at the Municipal Election held November 8, 1983 gathered in the auditorium of Manchester West High School at 10:00 A.M. as required in accordance with the laws of the State of New Hampshire and the Ordinances of the City of Manchester.

Father James C. Christon, Master of Ceremonies, called the assembly to order. The West High Band played for the processional while elected officials were being seated. The colors were then presented by members of West High School, Naval Junior R.O.T.C.

Color Guard Commander Daniel Rivard
 Assistant Commander/National Standard Bearer Kevin O'Rourke
 City Color Bearer Peter Bissonnette
 Navy Color Bearer Daniel Chauvette
 Flag Escorts Angela Holbrook, Joanna Randall

following which Elizabeth Thibault sang the National Anthem, followed by posting of the colors.

The Pledge of Allegiance was led by Jennifer L. Smith, Ryan Smith and Michael Carrier, Grandchildren of Mayor and Mrs. Shaw.

Father Christon then advised that we were assembled here in convention for the purpose of installing in office the Mayor-elect, the Commissioner of Welfare-elect, the Members-elect of the Board of Aldermen, the Members-elect of the Board of School Committee, Ward Clerks-elect, Moderators-elect, and the Members-elect of the Board of Selectmen, in their respective wards, who were duly chosen by the electorate of the City of Manchester at the last Municipal Election held on Tuesday, November 8, 1983, to administer the affairs of our Municipal Government and our wards for the ensuing term of two years. In carrying out this assignment in a legal manner as provided by the laws of the State of New Hampshire and the Ordinances of the City of Manchester, the required oath of office will be administered to each official thus chosen.

The Invocation was then given by Reverend Monsignor Thomas J. Hannigan of the Diocese of Manchester.

Father Christon advised the required oath of office would be administered to all elected officials by Joan E. Walsh, who had accepted Mayor-elect Shaw's invitation to perform this solemn function.

Oath of
Aldermen

The oath of office was then administered to members-elect of the Board of Aldermen by Miss Walsh, as follows:

Ward 1	Alderman-elect Earl A. Rinker, III
Ward 2	Alderman-elect Roland A. Carignan
Ward 3	Alderman-elect John J. McDonough
Ward 4	Alderman-elect Leo P. Pepino
Ward 5	Alderman-elect Edward J. Osborne
Ward 6	Alderman-elect John Gimás
Ward 7	Alderman-elect Paul J. Dwyer
Ward 8	Alderman-elect Richard E. Crotty
Ward 9	Alderman-elect Peter Burkush
Ward 10	Alderman-elect William B. Cashin
Ward 11	Alderman-elect Henry R. Thibault
Ward 12	Alderman-elect Raymond W. Provencher

Oath of
School
Board

The oath of office was then administered to members-elect of the Board of School Committee by Miss Walsh, as follows:

Ward 1	Committeewoman-elect Carol B. Resch
Ward 2	Committeewoman-elect Mary P. Brown
Ward 3	Committeewoman-elect Mary E. Hussey
Ward 4	Committeewoman-elect Rita M. Brack
Ward 5	Committeewoman-elect Viola Reardon
Ward 6	Committeeman-elect John P. Gatsas

Ward 7	Committeeman-elect Robert M. O'Malley
Ward 8	Committeewoman-elect Suzanne M. Rivard
Ward 9	Committeeman-elect Robert J. Wallace
Ward 10	Committeewoman-elect Katherine Gabriel
Ward 11	Committeeman-elect Robert E. Chenard
Ward 12	Committeeman-elect Eugene Boisvert

The oath of office was then administered to Ward Clerks-elect who were present at the Inaugural and so designated by an asterisk beside their names by Miss Walsh.

Oath of
Ward Clerks

Ward 1	*Ward Clerk-elect Richard C. Parady
Ward 2	*Ward Clerk-elect Helene M.H. Cote
Ward 3	*Ward Clerk-elect Aphrodite Giotas
Ward 4	*Ward Clerk-elect John J. Wallace
Ward 5	*Ward Clerk-elect Thomas Nichols
Ward 6	Ward Clerk-elect Cornelius W. Keane
Ward 7	*Ward Clerk-elect Kathleen P. Perkins
Ward 8	*Ward Clerk-elect Mavis Verville
Ward 9	*Ward Clerk-elect Nathan M. Bowen
Ward 10	*Ward Clerk-elect Vincent J. McHugh
Ward 11	*Ward Clerk-elect Jocelyne D. Champagne
Ward 12	*Ward Clerk-elect Claire B. Roux

The oath of office was then administered to Moderators-elect who were present at the Inaugural and so designated by an asterisk beside their names by Miss Walsh.

Oath of
Moderators

Ward 1	Moderator-elect Dean W. Erb
Ward 2	Moderator-elect Paul J. Riley
Ward 3	*Moderator-elect Roger A. Gentes
Ward 4	*Moderator-elect Robert J. Haley
Ward 5	*Moderator-elect Chris E. Korcoulis
Ward 6	*Moderator-Elect Edward J. Crotty
Ward 7	*Moderator-elect Lucille H. Eafrafi
Ward 8	*Moderator-elect Robert H. Bernier
Ward 9	Moderator-elect Wayne A. Amsden
Ward 10	Moderator-elect Henry R. Dufresne
Ward 11	*Moderator-elect Everett J. Godbois
Ward 12	*Moderator-elect Alphonse E. Duval

The oath of office was then administered to the Board of Selectmen who were present at the Inaugural and so designated by an asterisk beside their names by Miss Walsh.

Oath of
Board of
Selectmen

Ward 1	*Nick Hart	Ward 7	W. Thomas Ameen
	*Jonathan G. Steiner		*Lionel J. Doucet
	*Harold M. Worthen, Jr.		*Roger J. Durette
Ward 2	*Mark A. Johnson	Ward 8	*Lillian O. Belanger
	*Paul M. Robitaille		*George A. Soucy
	*Walter A. Stiles		*Rachel Zyla
Ward 3	*Blanche Chalifour	Ward 9	*Richard A. DesRosiers
	*Jennie E. Cronin		*John M. Fitzgerald
	*Hervey J. Pinard		*Frank P. King
Ward 4	*Dorothy Crete	Ward 10	*Denis W. Parker
	*Lionel W. Johnson		*Rosaire M. Pepin
	*Daniel P. O'Neil		*Jennifer St. Jean-Messier
Ward 5	*George E. Allaire	Ward 11	*Albert N. Collette
	*Lawrence Cronin		*Rudolph G. Paquette, Sr.
	*Charles P. Doumousiaris		*George R. Pellerin
Ward 6	*John L. Drewniak	Ward 12	*Robert A. Compagna
	*Cornelius J. Keane		*Lucille Normand
	*Frank P. Piecuch		*Philip L. Therrien

The oath of office was then administered to Commissioner of Welfare-elect Leo R. Bernier by Miss Walsh.

Oath to
Cm. Welfare

The oath of office was then administered to Mayor-elect Robert F. Shaw by Miss Walsh, following which, Mayor Shaw delivered his Inaugural address as follows:

Oath Mayor

First of all, I would like to thank everybody in attendance today; all of the Clergy who have helped me, former Mayors, Sylvio Dupuis, Mary Mongan who is representing her husband, Dick Stanton, the Board of Mayor and Aldermen, School Board Members, Department Heads, Commissioners, all the wives and friends and families, everyone who took a moment to come here.

I thought an appropriate speech might be done on an envelope, Father Jim said that everything that has ever been said has been written in a book, and it has been written on the back of an envelope that the world will not remember what is said here today. But for myself, for my grandchildren, my family, what I say today is important. I want to thank one particular person, Mayor Emile Beaulieu, for all the kindness and courtesy he has shown me since the election, and I would like everyone here to stand up and give the Mayor a hand. In my conversations with Mayor Beaulieu, and he will always be the Mayor, he mentioned that when he came into Office, the flags were not there. I found out that what has happened is that it is a tradition that the Mayor of the City of Manchester should have the flags as a thank you from the Citizens, and I brought them here today for you Sir, would you come and accept the flags. Probably the greatest thing in the world is to win, probably the worst thing is to have lost.

I want to especially recognize the Governor, who is here today. I think it is appropriate and fitting for the Governor to come to the Inaugural of the Mayor of the largest City in the State. I personally appreciate it and I know the citizens of Manchester appreciate it, and I thank you very much Sir. If Governor Sununu hadn't won, then I wouldn't be Mayor of Manchester today. There are many people who are a cause of my winning, but it was because of Governor Gallen's concession speech, that convinced me that losing is not the end of the world, losing is only the beginning. If you hadn't won, Sir, and if Governor Gallen hadn't given that speech, I would not be here. I appreciate your winning, and I appreciate his remarks, and I know, based on a movie that I have been watching all Christmas Season, that everybody has a time and a place for themselves. When Governor Gallen is looking down at this, I would hope that he would appreciate the fact that he helped me do this. I am a little emotional at the moment, but you don't get to be elected Mayor too often.

I want most of my talk to be for the young people in the balcony, my grandchildren, I would like them to remember some of the things that I have said, because in addition to the three grandchildren that you have seen, I have four others. For every one of us, there is an important event in life. You probably think this is the most important event that ever happened to me, and that is not true. The most important event that ever happened to me was given to me 49 years ago by my mother and father. For all of you children out there, and for all of my grandchildren, you have to remember that everything has a beginning. It is very important that you appreciate your mother and father, because without them, you would never be anything.

My wife knew she was going to be emotional, and I knew I was going to be, and it just can't be. I told Joan that if I could give my speech at 2:00 A.M., when I had it prepared and knew exactly what I wanted to say to you, and exactly how I wanted to emphasize certain points, it would probably be the best speech you ever heard. But it is not 2:00 A.M., it is 10:45, and it is a little harder when you are facing the audience and you want to appreciate everything that everybody has done for you.

I am not the only child in my parent's family, I have my brother and sister here, they have put a lot of effort into my campaign and into bringing me to what I am today. The perfect family is an older son, with a brother and sister to share with. Probably the most important event was to be born, and if anything equals what my parents gave me for a gift, than it is what my wife has given me in the last 29 years. But Lorraine also had some important people who brought her forward, and my father-in-law is in heaven looking down saying, "I knew that Irishman would finally make it." I think I convinced him that an Irishman who marries a French girl makes one of the most perfect matches made on earth. I know that he and Lorraine's mother gave me one of the most special gifts I could have, my wife, Lorraine, and I appreciate that.

Along the way, Lorraine and I decided to have some children. There is something special about having children, and you young men and women will appreciate this later in life. I don't think there is any greater gift that you can ever give, that was given to me that you can't pass on. It is the only gift that you can pass on. You can pass on money or buildings, but they will disappear. I have my son, Robert, my daughters Linda and Diane, and my young son Donald. That, to me, is the gift that Lorraine and I have passed on to other people. We will do a lot of things as Mayor and as a citizen of Manchester, but my children will be my gift to the City of Manchester. The three oldest were smart enough to marry wonderful people, I have my daughter-in-law Joyce here, my son-in-laws Michael and Gary. As parents, we really want our children to marry someone who is special to take care of them and do the things that Lorraine and I have shared. We have had some perfect marriages so far in our family, and when Donald gets married, I know he will do as well, and they have given us the seven grandchildren.

The whole philosophy of my speech boils down to this, because truly for me as I looked to running for Mayor, I was concerned with what direction is Government going. Is it going to be that government is going to cost more and more, and that our children and grandchildren will have to pay more and more to run it. The editor of the Little Green from Central High School came to visit me the other day. He came into school in Mayor Dupuis's administration, which was about 11 years ago, and he is graduating this year from High School. It was interesting to note something about David, a very bright boy, one that will make Manchester proud, just as all the students up here, and that is that when David entered the school system, education cost \$11 million, and when David leaves our school system, education will cost \$34 million. You say that is inflation, tradition, the way it has to be, but when David entered school there were between 17,000 and 18,000 students in the school system at that time. Now, when David is leaving, we are down to 14,000 students. When the principal of this school took me around the other day, I noted the computers, the new modern technology that is coming

into schools, and what the students can do with it. I asked David if maybe he wouldn't go back to Central High School, where they have computers, and try to figure out at what point in time will the Manchester Education System educate 8 children, and how much will it cost. Because you have a definite line here of where the number of students going to school is dropping at some point, and you have a line of where the cost is going up. I know that it is not any of the Mayor's fault that this is happening, it is a government fault, because inflation is not us, it is what government spends that is causing this. But it is costing three times more to educate our children 11 years since you have been in office until my time, and we are educating less, doesn't it follow that when David's children enter the Manchester School System approximately 11 years from now, will we be spending \$100 million or more to educate children in the City of Manchester but there won't be as many. Are there no new methods, no new techniques, no new ideas that aren't going to come forward to contain this cost? I am not singling out education as the only problem with government itself, because what you have going here is exactly, how much is government worth, how much should we pay for government? I think everyone here would note that people in the auto industry for General Motors have probably finally reached a point where they finally get paid what it is worth. The dilemma was that nobody wanted their products anymore, and the employees lost their job. So yes, for all of government we can pay what it is worth, but none of us will be able to afford it. This is where my campaign came to fruit, this is why I have been studying the cost of government, because we must not pass on to our children \$100 million education bill, a budget for the City of Manchester eleven years from today that will be in excess of \$200 million. The citizens of Manchester do not want that, they expect that we will enter the twentieth century with some of the tools, ideas and directions of how to stop this. It is going to require fairness, and that is the most important part of government.

I have brought two loaves of bread to this Inauguration. Bread is like gasoline, unless you are competitive, you don't sell all of it. That is what is happening in my business, and that is where government is in trouble. Government has no competition, it just constantly rises and keeps spending more. I brought two loaves of bread to indicate a point. On this side is the cost of bread for people who clean the Mayor's office, who are custodians in this school and all of the rest, it cost \$.99. This loaf over here is for the other people who in government think they should deserve more and more in a larger share, and that the only way that you can be fair is that I must deserve more than the policeman, I must deserve more than the custodian. It is not true. We cannot pay in government what it is worth for government, because we cannot afford it. Government is a donation on the part of Mayors, it is a starting point in life for people to where they work and aspire to, but it is not the end of your life, it is not the only place that you can find your reward. Working itself, working in a particular place, should have some reward, and since we don't have this thing that I have in my business where people decide they will no longer trade with me when I raise the cost of my business too high for the consumer to buy, and I must make adjustments or go out of business. Government can't do that, we can't keep constantly raising things to a point where the average citizen can no longer afford.

Not too long ago, an organization in the City of Manchester ran a full page ad saying that if you can't afford your rent, the government has money to subsidize your rent, and they couldn't give the money away, so they had to run an ad to do it. We are pushing people out of their homes, we are causing dislocation, because government has become too expensive for the average citizen to afford. I ran my campaign on a pledge, not a idle pledge, but a pledge that I would control spending. I could do it very easily, but I failed to mention that I must have the cooperation of certain people to accomplish that. The citizens wanted the product that I was selling, to stop rising taxes. We are not, as citizens, foolish enough to think it can last forever, but we want somebody in there that will say at this point in time, and now is the time, to stop it. So I ask the School Board and the Aldermen to take note that the citizens have asked for something. If you get a phone call that a street isn't plowed, you call the Highway Commissioners and the next thing you know the street is plowed. The citizens have called the stop rising taxes, that is what they want, and it is important that all of us will cooperate and communicate. All of the former Mayors have written in a message to me, and the message from Emile, is learn to communicate, talk to people, find out the concerns of the Aldermen, and then address them. I have been doing that for two months. I have gone to every single Aldermen, I have visited with every single member of the School Board and discussed my concept of what the citizens want.

My message to you, my children, and the grandchildren, today is this, we want better government that is reasonable and affordable. To do this, we must overcome selfishness. A lot of times we don't think of ourselves as being selfish, but sometimes we are in the way we might treat our family, our employees, or the way we want something for ourself. We must overcome this, we have to be less selfish, we have to be more concerned about stealing from our children and our grandchildren as youth. The older ones here, we understand hard times, working and producing, and we always used to learn that there are no free lunches. There are no free loaves of bread, every loaf of bread cost somebody something. So we must be less selfish ourself, we must be more concerned that the citizens get what they pay for, and we must be very concerned that we leave to my seven grandchildren, a government that it cannot afford.

I thank you very much. I shall work very very hard with you, and we are going to do the best job possible. Thank you very much.

At the conclusion of the Mayor's Inaugural address, greetings were extended by Governor John Sununu.

Mrs. Linda Smith, Mayor Shaw's daughter, sang a selection from Sound of Music accompanied by Robert H. Thibault, a Senior at West High, at the piano.

Father Christon advised that the Board of School Committee would meet, for organizational purposes, in the Aldermanic Chambers at City Hall at 12:00 noon and the organizational meeting of the Board of Mayor and Aldermen would follow immediately. Father Christon invited all present to a reception in the gymnasium at the conclusion of the program.

The Benediction was then given by Rabbi Arthur F. Starr.

Father Christon requested all present to remain in their seats until the dignitaries and officials on stage leave the auditorium to proceed to the gymnasium for the receiving line and reception.

The assembly was adjourned by Father Christon and during the playing of the Recessional by the West High Band, those present on stage departed the auditorium.

BOARD OF MAYOR AND ALDERMEN

January 3, 1984

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Rinker.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Rules

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the same rules that governed the proceedings of the preceding Board of Mayor and Aldermen be adopted by this Board.

Adopted

Mayor Shaw

Mayor Shaw advised he realized the agenda was made available to you last Friday and with the long holiday week-end you may not have had an opportunity to determine if those whose terms are expiring are interested and able to serve another term or if there may be other individuals desiring to serve; that he would entertain a motion to table nominations on all vacancies until the meeting of January 17 to give all members of the Board an opportunity to consider candidates for the various offices. On motion of Ald. Cashin duly seconded by Ald. Burkush it was so voted.

Voted

Mayor Shaw

Mayor Shaw advised he has proposed changes in Committees which, with the Board's approval, will reduce the number of standing & special committees of the Board by half; that to accomplish this, Rule 19 of the Board must be amended but not in a haphazard manner; that he asks that the Board suspend the provisions of Rule 19 and authorize him to appoint a Rules Study Committee which will define standing committees and their functions, recommend such other rule changes as are appropriate and report to the Board at the meeting of January 17; that, since ordinance amendments may be necessary in conjunction with rules changes, that he be authorized to appoint members to the Bills on Second Reading Committee and to pay bills incurred in an orderly fashion, that he be authorized to appoint a Committee on Accounts. On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to suspend Rule 19 and grant authorization to appoint a Rules Study

Voted

Committee, Bills on Second Reading Committee, and Committee on Accounts.

Mayor Shaw appointed the Committee on Bills on Second Reading as follows:

Ald. Rinker - Chairman
Ald. Cashin
Ald. Thibault

Cm.Bo2R
appointed

Mayor Shaw appointed the Committee on Accounts as follows:

Ald. Thibault - Chairman
Ald. Burkush
Ald. Crotty

Cm.onAccounts
appointed

Mayor Shaw appointed the Rules Study Committee as follows:

Ald. Cashin - Chairman
Ald. Rinker
Ald. Thibault
Ald. Pepino
Ald. Osborne

Rules Study Cm.
appointed

to study the rules and report to the Board at the meeting of January 17.

Mayor Shaw requested approval to appoint a Management Study Committee to study management within the City, advising that this would be a volunteer committee at no cost to the City. On motion of Ald. Rinker duly seconded by Ald. Osborne it was voted to grant approval to appoint a volunteer Management Study Committee.

Mayor Shaw

Voted

Mayor Shaw advised that in accordance with Charter Section 6.05, which provides for 90 days after the passing of the Budget Resolution in which to reconsider, he was calling for reconsideration of the 1984 budget appropriation resolutions; that directives would be sent to all departments advising them on how to handle their budget within this 90 day period..

Mayor Shaw

At the request of Mayor Shaw, Ald. Burkush moved to hold an Executive Session of the Board of Mayor and Aldermen with the Highway Commission at 6:30 P.M. on Tuesday, January 17, 1984 in the City Clerk's Office under the provisions of RSA 91-A:3, II.c. The motion was duly seconded by Ald. Rinker. On a roll call vote, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher voted yea. The Clerk advised there were 12 yeas and the motion carries.

Mayor Shaw

Voted

Mayor Shaw advised that since this is the first meeting of this administration and it has been customary to confine action to the organization of the Board, unless there is any further business, the Chair will entertain a motion to adjourn.

Adjourn

On motion of Ald. Crotty duly seconded by Ald. Gimas it was voted to adjourn.

A true record. Attest.

John J. Prudde
City Clerk

BOARD OF MAYOR AND ALDERMEN AND HIGHWAY COMMISSION

January 17, 1984

6:30 P.M.

The meeting, in executive session, opened in the City Clerk's Office with Mayor Shaw, members of the Board of Aldermen except for Ald. Thibault, and all members of the Highway Commission present. Following brief discussion on the subject matter for the meeting, it was unanimously agreed to meet in open session and all present adjourned to the Aldermanic Chambers, Ald. Thibault arriving at this point. With the Public Works Director present and participating, a discussion took place concerning snow removal operations and problems, Mayor Shaw terminating the meeting just prior to 7:30 P.M. for the scheduled meeting of the Board of Mayor and Aldermen.

A true record. Attest.

John J. Prudde
City Clerk

BOARD OF MAYOR AND ALDERMEN

January 17, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Rep. Rules
Study Cm

A report of the Rules Study Committee was presented wherein they respectfully recommend, after due and careful consideration, that the Rules of the Board of Mayor and Aldermen be amended by deleting present Rule 6 and present Rule 19 and inserting in place thereof the following:

RULE 6. The mayor shall appoint the chairman and members of each standing committee of the board of mayor and aldermen.

RULE 19. At the commencement of the municipal year the following standing committees shall be appointed by the mayor:

Accounts and enrollment; administration; bills on second reading; community improvement program; community services; finance; insurance; inter-governmental affairs; lands and buildings; personnel; public safety; public works; traffic; and transportation. Said committees shall consist of three (3) members each except the committees on administration, bills on second reading; personnel, public works, and traffic, which shall consist of five (5) members, and the committee on finance as provided by ordinance.

The committee on accounts and enrollment shall be responsible for matters previously handled by the committee on accounts and the committee on enrollment. The committee on lands and buildings shall be responsible for matters previously handled by the energy committee.

The administration committee shall be responsible for matters previously handled by the committees on election reform, information systems, law, licenses, radio and television and special tax. References to any of these committees in the rules, in the ordinances or elsewhere shall be construed as applying to the administration committee.

The community services committee shall be responsible for matters previously handled by the youth committee and shall serve as liaison committee between the board of mayor and aldermen and the health department and the welfare department.

The community improvement program committee shall be responsible for matters previously handled by the committees on downtown revitalization and urban parks.

The inter-governmental affairs committee shall be responsible for the negotiation of the intermunicipal agreements with surrounding communities and for matters of importance to the city involving other political entities.

The public safety committee shall serve as liaison to the police and fire departments and address public safety concerns.

The public works committee shall be responsible for matters previously handled by the committees on streets and sewers, solid waste, cemeteries, street lighting and anti-litter. References to any of these committees in the rules, in the ordinances or elsewhere shall be construed as applying to the public works committee.

Ald. Osborne moved that the report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Pepino. Ald. Cashin moved to amend the motion for the Committee on Bills on Second Reading to consist of three members, as it has in the past. The motion to amend was duly seconded by Ald. Thibault. Ald. McDonough raised question as to all three members being from the west side, the Board concurring that that was not pertinent. Ald. Gimas stated that regardless of what a Committee decides, it ultimately has to come before the full Board anyway, so what difference do numbers make. On a roll call vote on the motion as amended, Ald. Provencher, Dwyer, Crotty, Burkush, Cashin and Thibault voted yea; Ald. Rinker, Carignan, McDonough, Pepino, Osborne and Gimas voted nay. The Clerk advised there were 6 yeas and 6 nays. Mayor Shaw advised that the motion to amend dies. On the main motion that the report of the Committee be accepted and its recommendations adopted it was so voted. Ald. Thibault recorded as opposed.

Copies of assignments to Committees were distributed as appointed by Mayor Shaw.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted that minutes of meetings of November 29; December 6, 12, 13, 20, 23, 29; and January 3 be accepted, all Aldermen having previously been furnished copies.

Mayor Shaw entertained a motion to meet in Executive Session with Chief King for the purpose of discussing labor negotiations under Rules RSA 91:A-3 II a. On motion of Ald. Rinker duly seconded by Ald. Dwyer it was so voted.

Pole location, manhole location, buried conduit petitions, New England Telephone petitions No. 230239, 230079 and Public Service Co. petitions No. 11-618 and 11-613 were presented as received. On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Communication was presented from Attorney Susan Duprey representing Foxwood Homes, Inc. requesting rezoning from R-1B to R-4 of several tracts or parcels of property located generally off South Porter Street and Weston Road. Under the rules, the communications were referred to the Committee on Bills on Second Reading.

Communication was presented from Knights of Columbus Council #92 requesting that the Board declare the 7th and 8th of April as Tootsie Roll Weekend in the City of Manchester, all monies to be collected to be used to help advance the cause of retardation. On motion of Ald. McDonough duly seconded by Ald. Carignan it was voted to grant the request.

Warrant for collection of sewer charges in amount of \$15,424.15 was presented, the City Clerk advised an abatement from this warrant in the amount of \$396.74 had been distributed. On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted to commit the Warrant, as abated, to the Tax Collector for collection under the hand and seal of the Board of Mayor and Aldermen.

Communication was presented from E. 'Mike' Goodwin, Department of Aviation, requesting permission to purchase lands along the Boston & Maine Railroad to the east of the Manchester Airport on which certain buildings or portions of buildings belonging to the City of Manchester

Amend Motion

Roll Call

Motion Dies

AccRecAdopted

Committee
AssignmentsMinutes
AcceptedExecutive
Session

PoleLocation

Granted

Cm.fr.Ex.Cn.
Georgopoulos
R&FCm.fr.Atty.
Duprey

Ref.Cm.Bo2R

Cm.fr.Knights
of Columbus

Granted

SewerWarrant

Voted

Cm.fr.M.Goodwin

lie, together with three enclosed proposed Letters of Agreement/Sales Purchase Agreements, funding for the purchase is proposed from the 1983 Manchester Airport CIP Non-Departmental Airport reserve account. Ald. Osborne moved to grant permission as requested. The motion was duly seconded by Ald. Dwyer. Mr. Goodwin advised how the situation came about. Mr. Acorace advised that the Board was setting a dangerous precedent by using these reserve funds, which were specifically set aside to be used only with matching federal funds; that he suggests approving this project utilizing these funds, but he cautions Airport of the reason for this appropriation. There being no further discussion, on the motion it was so voted.

Voted

Cm.fr.MHA

Communication was presented from Manchester Housing Authority submitting a report, as required by the State Law, setting forth the estimated amounts of funds for various projects to be requested by the Authority. Being informational, the communication was received and filed.

R&F

Cm.fr.C.Lemire

Communication was presented from Clem Lemire, Parks and Recreation Department, requesting approval of the one year lease extension of the Family Tree Restaurant at Derryfield Country Club, together with the contract. On motion of Ald. Provencher duly seconded by Ald. Carignan it was voted to grant approval as requested.

Voted

Cm.fr.C.Lemire

Communication was presented from Clem Lemire, Parks and Recreation, advising they will be receiving a reimbursement from the State of New Hampshire for an amount of \$9,558.49 for West Memorial and requesting permission to use the funds to construct a Fitness Course on the site similar to the one constructed at Derryfield Park. The communication was referred to the CIP Committee.

Ref.Cm.CIP

Cm.fr.W.Jenkins

Communication was presented from Wilbur Jenkins, Clerk of Personnel Committee, advising that at a meeting held on December 19, 1983 the Committee reviewed the new positions requested for fiscal year 1984 and voted to recommend that none of the requested positions be approved or funded in 1984. Ald. Carignan raised question as to the position of Voting Machine Technician, Mayor Shaw advising that these positions would be looked at within the next 90 days when the budget is reopened. On motion of Ald. Gimás duly seconded by Ald. Osborne it was voted to accept recommendation.

Voted

Cm.fr.J.Hoben

Communication was presented from John Hoben, City Coordinator, submitting a status report on the MER Program and advising it is important that the Board consider the use of cash appropriations at a predictable and stable level to avoid approaching the limits of the City's Financial Plan for debt service. The communication was received and filed.

R&F

Cm.fr.J.Hoben

Communication was presented from John Hoben, City Coordinator, relative to the option of organizing the Riverfest Committee as a private non-profit corporation, advising that is an alternative recommended by the City Solicitor; that if formation of such a separate non-profit corporation is organized it is recommended that representation of City government on the board of directors be included, as well as a provision which calls for the assets of the corporation to be turned over to the City in the event of dissolution. Ald. Cashin moved to approve the recommendations. The motion was duly seconded by Ald. Gimás. Question was raised as to whether City departments involved would be reimbursed for their work once this was a private corporation. John Hoben advised that the volunteers have no interest in separating themselves from the City; that the reason for this change is that there are insurance and liability issues that make it difficult for the City as a legal entity to operate this program; that if the Committee is charged for services from the City, the event will simply not be able to be staged; that costs

are reflected in department budgets to conduct this event. Mayor Shaw inquired if the City was allowed to donate services to private corporations, Mr. Bourque advising that this was not a problem. There being no further discussion, on the motion it was so voted.

Communication was presented from Frederick Elwell, Manchester Water Works, relative to boundary line agreement - Deschenes Heirs requesting concurrence of the Board to complete the agreement. On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to ratify and confirm the agreement executed on behalf of the City by Emile D. Beaulieu then-Mayor, on December 28, 1983. Ordinances:

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Sections 18-24, 18-25, and 18-26 of the Ordinances of the City of Manchester"

On motion of Ald. Osborne duly seconded by Ald. Crotty it was voted to read by title only.

Under the rules, the Ordinances were referred to Committee on Bills on Second Reading.

A report of the Committee on Bills on Second Reading was presented, having considered the referred communication from Blanche M. Manning who requested approval to purchase Tax Deeded Property on Pine Lane known as Lots 74-78 (inclusive) and Lots 79-81 (inclusive), advises it has considered the request and reviewed the fair market values as determined by the Board of Assessors and it respectfully recommends, after due and careful consideration, that the Tax Collector be authorized and directed to dispose of Lots 74-78 (inclusive) and Lots 79-81 (inclusive) at Public Auction at the earliest possible date. On motion of Ald. Osborne duly seconded by Ald. Provencher it was voted that the report of the Committee be accepted and its recommendations adopted.

A report of the Committee on Transportation was presented wherein they respectfully recommend, after due and careful consideration, that the 17 route cars scheduled for replacement in the Police Department fleet be purchased on the State Bid at a cost of \$10,892. per unit equipped with air conditioning (\$680. per unit included in bid price) as authorized for State Police cruisers, the Committee having considered the increased value of an air conditioned vehicle when traded or sold and the efficiency/appearance of Officers who spend eight hours daily in a cruiser wearing a bullet-proof vest as required by the Police Commission. On motion of Ald. Gimás duly seconded by Ald. Batalis it was voted that the report of the Committee be accepted and its recommendations adopted.

A report of the Committee on Transportation to whom was referred the Environmental Protection Division's request for transfer of \$75,000. from its Replacement Fund to purchase a new dump truck was presented wherein they respectfully recommend, after due and careful consideration, that \$70,016. be transferred from the Replacement Account for the purchase of a dump truck recommended by the Fleet Manager, a larger unit than the present truck, which needs major repairs, and anticipated to reduce trips to the Landfill as well as operating costs. On motion of Ald. Gimás duly seconded by Ald. Rinker it was voted that the report of the Committee be accepted and its recommendations adopted.

Mayor Shaw called a recess to permit the Committee on Finance and Enrollment to meet.

Mayor Shaw called the meeting back to order.

Voted

Cm.fr.F.Elwell

Ratify&Confirm

Ordinances

ByTitleOnly

Ref.Bo2R

Rep.Cm.Bo2R

AccRecAdopted

Rep.Cm.
Transportation

AccRecAdopted

Rep.Cm.
Transportation

AccRecAdopted

Recess

Order

Rep.Cm.Finance Resolutions	A report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consieration, that Resolutions "Amending the 1983 Community Improvement Program and Transferring 1983 CIP Community Development Funds for the purpose of the Second Street Acquisition Rehabilitation Project" "Amending the 1983 Community Improvement Program"
OughtToPass AccRecAdopted	ought to pass. On motion of Ald. Osborne duly seconded by Ald. Dwyer it was voted that the report of the Committee be accepted and its recommendations adopted.
Rep.Cm. Enrollment Ordinances	A report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances "Amending the Zoning Ordinance of the City of Manchester by extending the R-1B (one family residential) Zoning District in the vicinity, generally of Mammoth Road, Hanover Street, Belmont Street and Bridge Street" "Amending the Zoning Ordinance of the City of Manchester by extending the R-2-P0 (Residential Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street" "Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road and the Manchester/Hooksett/Goffstown Town Boundary, meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 240 acres" "Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road, the Manchester/Hooksett Town boundary and the northerly property line of land now or formerly of the State of New Hampshire meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 43 acres" "Establishing a Special Multi-Family Residential Zoning District to be designated an R-3A District and amending the Zoning Ordinance of the City of Manchester to provide that a portion of the R-4 Zoning District generally bounded by West Webster Street, River Road, Stark Park and the Merrimack River be established as an R-3A Zoning District"
Enrolled AccRecAdopted Resolutions	are properly enrolled. On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted that the report of the Committee be accepted and its recommendations adopted. Resolutions: "Amending the 1983 Community Improvement Program" "Amending the 1983 Community Improvement Program and Transferring 1983 CIP Community Development Funds for the purpose of the Second Street Acquisition Rehabilitation Project"
ByTitleOnly Passed to be Enrolled Ordinances	On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to read by title only. These Resolutions having had their second reading by title only, on motion of Ald. Thibault duly seconded by Ald. Cashin it was voted on passing same to be enrolled. Ordinances: "Amending the Zoning Ordinance of the City of Manchester by extending the R-1B (one-family residential) Zoning District in the vicinity, generally of Mammoth Road, Hanover Street, Belmont Street and Bridge Street" "Amending the Zoning Ordinance of the City of Manchester by extending the R-2-P0 (Residential Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street" "Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road and the Manchester/Hooksett/Goffstown Town Boundary, meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 240 acres"

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3 (Three Family Residential) zoning district in the vicinity of Hackett Hill Road, the Manchester/Hooksett Town boundary and the northerly property line of land now or formerly of the State of New Hampshire meaning and intending to include a certain tract or parcel in Manchester consisting of approximately 43 acres"

On motion of Ald. Rinker duly seconded by Ald. Gimas it was voted to read by title only.

ByTitleOnly

These Ordinances having had their third and final reading by title only, on motion of Ald.

Provencher duly seconded by Ald. Thibault it was voted on passing same to be ordained. Ald.

Passed to be
Ordained

McDonough recorded as passing as his residence falls within one of the districts.

Motion for re-hearing was presented from:

Motion for
Re-hearing

Bradford Cook, Attorney for Kanteres and Gikas

Barry Scotch, Attorney for Socha

Ald. Gimas moved to grant a re-hearing. The motion was duly seconded by Ald. Cashin.

Ald. McDonough inquired if any legal opinion has been made as to where we will ultimately stand with this decision, Mr. Bourque advising that he does feel there are legal problems, however the place for these legal problems to be answered is in court; that these motions for rehearing are a necessary procedural prerequisite to getting to court. There being no further discussion, the

Denied

motion was denied. Ald. Gimas recorded as in favor. Mr. Bourque advised that since the motion to grant re-hearing has failed, a motion should be on the records to deny the re-hearing. On

motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to deny the re-hearing as requested. Ald. McDonough and Gimas recorded as opposed.

Motion

Voted

Ordinance:

Ordinance

"Establishing a Special Multi-Family Residential Zoning District to be designated an R-3A District and amending the Zoning Ordinance of the City of Manchester to provide that a portion of the R-4 Zoning District generally bounded by West Webster Street, River Road, Stark Park and the Merrimack River be established as an R-3A Zoning District"

On motion of Ald. Rinker duly seconded by Ald. Osborne it was voted to read by title only.

ByTitleOnly

This ordinance having had its third and final reading by title only, Ald. Rinker moved on passing same to be ordained. The motion was duly seconded by Ald. Carignan. Ald. Cashin advised he was going to vote against this because he still believes that the highrise building is better than what they are going to build there; that he did not pursue a motion for re-hearing because it is obvious that we don't have the votes. On the motion it was so voted, Ald. McDonough, Gimas and Cashin recorded as opposed.

Passed to be
Ordained

On motion of Ald. Rinker duly seconded by Ald. Gimas it was voted to set the polling hours for the Presidential Primary on February 28, 1984, from 6:00 A.M. to 6:00 P.M.

Polling Hours
set

On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to take nominations for Trustees of Cemeteries from the table.

Nominations for
Trustees of
Cemeteries

Mayor Shaw advised that nominations for Trustees of Cemeteries for terms expiring January, 1988, were in order, the terms of E. Leo Kanteres and Stanley Gorski having expired January, 1984.

Ald. Burkush nominated Matthew J. Jamrog to Trustees of Cemeteries to fill the unexpired term of Arthur Houle, deceased, term expiring January 1985.

MatthewJamrog

On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to close nominations.

Close Nominations

Ald. Carignan nominated Stanley Gorski as a member of the Trustees of Cemeteries for a term expiring January, 1988, succeeding himself.

StanleyGorski

CloseNominations	On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to close nominations.
E.LeoKanteres	Ald. Cashin nominated E. Leo Kanteres as a member of the Trustees of Cemeteries for a term expiring January, 1988, succeeding himself.
CloseNominations	On motion of Ald. Thibault duly seconded by Ald. Gelinas it was voted to close nominations.
Nominations for Bd.Hgwy.Comm.	Mayor Shaw advised that nominations were in order for two members of Board of Highway Commissioners to serve for terms of three years, the terms of Robert H. Bernier and Armand Pichette expiring January, 1984.
RobertBernier	Ald. Crotty nominated Robert H. Bernier to the Board of Highway Commissioners.
GeorgeYounger	Ald. Rinker nominated George Younger to the Board of Highway Commissioners.
LeonardAinsworth	Ald. Carignan nominated Leonard Ainsworth to the Board of Highway Commissioners.
CloseNominations	On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to close nominations.
	Mayor Shaw advised that nominations were in order for a second member of Board of Highway Commissioners.
ArmandPichette	Ald. Cashin nominated Armand Pichette to the Board of Highway Commissioners.
GeorgeYounger	Ald. Rinker nominated George Younger to the Board of Highway Commissioners.
LeonardAinsworth	Ald. Carignan nominated Leonard Ainsworth to the Board of Highway Commissioners.
RobertBernier	Ald. Crotty nominated Robert Bernier to the Board of Highway Commissioners.
CloseNominations	On motion of Ald. Thibault duly seconded by Ald. McDonough it was voted to close nominations.
Nominations for Retirement Brd.	Mayor Shaw advised that nominations were in order for a member of the Retirement Board to serve for a term of three years, the term of Robert Favreau expiring January, 1984.
RobertFavreau	Ald. Gimas nominated Robert Favreau as a member of the Retirement Board to succeed himself.
CloseNominations	On motion of Ald. Rinker duly seconded by Ald. Gimas it was voted to close nominations.
Lay Over	Under the rules, the confirmations will lay over to the next meeting.
City Clerk	The City Clerk recommended that the Rules Study Committee continue as a Special Committee to update the rules of the Board of Mayor and Aldermen. On motion of Ald. McDonough duly seconded by Ald. Rinker it was so voted.
Voted	
Cm.fr.K.Sullivan	Communication was presented from Kathleen Sullivan, Wadleigh, Starr, Peters, Dunn & Chiesa, requesting a re-hearing on a cab license that was recently granted to Gerald Mandelbaum. On motion of Ald. Gimas duly seconded by Ald. Rinker it was voted to refer the communication to the Administration Committee.
Ref.Administrat. Comm.	
Ald.Gimas	Ald. Gimas advised that he had received several phone calls in regards to the redistricting question in November advising that the people did not know what they were voting for; that he felt something should be done about this, as he felt it was just a ploy to protect somebody in Concord, and he made the motion that something be done to stop this. There was no second to the motion.
Ald.Provencher	On motion of Ald. Provencher duly seconded by Ald. Rinker it was voted that former Alderman from Ward 7, Fern Gelinas, be invited to all Center of New Hampshire dedication ceremonies in honor of the years of dedicated service towards this project.
Voted	
Ald.McDonough	On motion of Ald. McDonough duly seconded by Ald. Cashin it was voted that former Alderman from Ward 3, John Batalis, be invited to all Center of New Hampshire dedication ceremonies.
Voted	
Adjourned	There being no further business, on motion of Ald. Crotty duly seconded by Ald. Osborne it was voted to adjourn.
	A true record. Attest.

John J. Pichette
City Clerk

State of New Hampshire
Hillsborough, SS

January 17, 1984

Personally appeared before me, Dr. Robert Duval, a member of the Board of Health, and subscribed to the oath of office as prescribed by law.

s/ Jane S. Jean
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

February 7, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. McDonough.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Pole location, manhole location, buried conduit petitions, New England Telephone petition # 920960 and Public Service Co. petition # 11-620 were presented as received. On motion of Ald. Crotty duly seconded by Ald. Burkush it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed.

Communication was presented from Bill Morrissey, Regional Public Affairs Coordinator for Public Service extending an invitation to the members of the Board to tour Seabrook Station.

On motion of Ald. Provencher duly seconded by Ald. Rinker it was voted that the Mayor's Office should set up a date for the Aldermen and their wives to tour Seabrook Station.

Communication was presented from Ward Four Selectmen advising of a change in polling place from the McDonough School back to St. Ann's parish, together with a memo from Raymond Pettigrew agreeing to the use of the parish center effective with the Presidential Primary to be held February 28th at a rental fee of \$200.00 per voting day, and a copy of a letter to the Ward Four Selectmen from the City Clerk. Ald. Pepino advised that the McDonough School has handicap access, we don't have to pay for renting the school, and there is plenty of parking. The Selectmen in Ward Four are playing games and I think something should be done about it. Mayor Shaw advised that if the Board wishes, we could send a communication from the Aldermen stating that we believe that access for handicapped is an important criteria, but other than that, the Selectmen do approve the voting place. Ald. Pepino moved to send a letter to the Selectmen stating that the Aldermen wish voting places to have handicap access. The motion was duly seconded by Ald. Thibault. Ald. Gimas advised he felt we should leave this matter to the Selectmen in Ward Four, as it was none of our business. Ald. Cashin suggested that Ald. Pepino set down with the Selectmen in Ward Four and try to work this out, Mayor Shaw advising that both Ald. Pepino and the City Clerk tried to solve this problem to no avail. Ald. Cashin advised that it is easy to make a building temporarily accessible for the

PoleLocation

Granted

Cm.fr.Ex.Cn.
Georgopoulos
R&F

Cm.fr.Bill
Morrissey

Voted

Cm.fr.Ward Four
Selectmen

Motion

	handicapped; that the Selectmen have the authority to pick the voting area; this Board has no authority to recommend a voting area; that he would like to know how difficult it would be to make St. Ann's accessible to the handicapped before sending out a letter. On a roll call
Roll Call	vote, Ald. Rinker, Carignan, Pepino, Osborne, Thibault and Provencher voted in favor of sending a letter to the Selectmen; Ald. McDonough, Gimas, Dwyer, Crotty, Burkush and Cashin voted against sending a letter. The Clerk advised there were 6 yeas and 6 nays. Mayor Shaw voted in favor of sending a letter, and the motion carries.
Tie	
Voted	
Cm.fr.J.Hoben	Communication was presented from John Hoben, City Coordinator relative to purchase of land at the Manchester Airport, together with an amending resolution to the 1983 Community Improvement Program which would establish a new project entitled 7.30242 Airport Land Purchase (B&M Railroad Property). Under the rules, the Resolution was referred to the Committee on Finance.
Ref.Cm.Finance	
Cm.fr.J.Grogan	Communication was presented from John Grogan, Director of Planning, conveying certain deeds and easements and a dedication of a street to be named Edward J. Roy Drive. On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to accept the deeds of dedication and record the easements.
Voted	
Cm.fr.R.Chenard	Communication was presented from Robert Chenard, Vice-Chairman of Board of School Committee expressing concern and seeking support for a new North West Elementary School. On motion of Ald. Provencher duly seconded by Ald. Burkush it was voted that the Board of Aldermen invite the School Board to meet with them Tuesday, February 21st at 6:30 P.M., prior to the Board Meeting.
Voted	
1984 Annual Rep. Bd.Water Comm. R&F	The 1984 Annual Report from the Board of Water Commissioners was presented. On motion of Ald. Rinker duly seconded by Ald. Osborne it was voted to accept and receive and file the report.
Rep.Cm.Bo2R	A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance
Ordinance	"Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Three Family Residential) Zoning District within the vicinity generally of Wellington Road and Edward J. Roy Drive"
	be ordered to a public hearing to be held on Monday, March 5, 1984, at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Burkush duly seconded by Ald. Provencher it was voted that the report of the Committee be accepted and its recommendation adopted.
AccRecAdopted	
Rep.Cm.Bo2R	A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that parcels of tax-deeded property known as Lots 4 and 5 on Rhode Island Avenue be sold to William E. Richards and Sylvia P. Richards, as joint tenants with rights of survivorship, in accordance with the terms and conditions set forth in an Ordinance
Ordinance	"Authorizing the Mayor to Dispose of Certain Parcels of Tax-Deeded Property Known as Lots 4 and 5 on Rhode Island Avenue"
	submitted herewith for your consideration. William Richards requested the opportunity to purchase the property in a letter dated November 8, 1983 from his attorney, Richard C. Moquin. Ald. Rinker moved that the report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Carignan. In answer to question raised by Ald. Crotty,

the City Clerk advised that Mr. Richards had purchased what he thought was two lots of land as his house straddles the two lots; that one of the lots was assessed to a company that never paid the taxes and went bankrupt; that now Mr. Richards finds himself with one-half of his house on property that does not officially belong to him; that with the tax-deeded property and a new deed from the person who sold the two lots to him, he will then have clear title. There being no further question, on the motion it was so voted.

Mayor Shaw called a recess to permit the Committee on Finance to meet.

Mayor Shaw called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that

MEMORANDUM OF AGREEMENT OF NEGOTIATED SETTLEMENT
BETWEEN
CITY OF MANCHESTER, N.H. ALDERMANIC NEGOTIATING TEAM
AND
MANCHESTER ASSOCIATION OF POLICE SUPERVISORS

and

MEMORANDUM OF AGREEMENT OF NEGOTIATED SETTLEMENT
BETWEEN
CITY OF MANCHESTER, N.H. ALDERMANIC NEGOTIATING TEAM
AND
INTERNATIONAL BROTHERHOOD OF POLICE OFFICERS, LOCAL 394

attached hereto and made a part hereof be granted and approved. On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted that the report of the Committee be accepted and its recommendations adopted.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that Resolution

"Amending the 1983 Community Improvement Program and Transferring 1983
Non-Departmental Reserve funds to the Airport Land Purchase (B&M Railroad Property)"

ought to pass. On motion of Ald. Cashin duly seconded by Ald. Osborne it was voted that the report of the Committee be accepted and its recommendation adopted.

Resolution:

"Amending the 1983 Community Improvement Program and Transferring 1983
Non-Departmental Reserve funds to the Airport Land Purchase (B&M Railroad Property)"

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to read by title only.

On motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted to suspend the rules and place this Resolution on its second and final reading.

Following the second and final reading under suspension of the rules, on motion of Ald. Dwyer duly seconded by Ald. Carignan it was voted that the Resolution pass to be enrolled under suspension of the rules.

On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted to order a Road Hearing on all petitions presently in the City Clerk's office to be held Tuesday, March 6th at 1:00 P.M. in the Aldermanic Chambers.

On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted to confirm the nomination of Matthew Jamrog to the Cemetery Trustees to replace Arthur Houle, deceased, term expiring January, 1985.

AccRecAdopted

Recess

Order

Rep.Cm.Finance

AccRecAdopted

Rep.Cm.Finance

Resolution

Oughttopass

AccRecAdopted

Resolution

ByTitleOnly

SuspendRules
2nd&Final Rdng.

Passed to be
Enrolled Under
Suspension

Road Hearing
March 6, 1984
1:00 P.M.

Confirmation
MatthewJamrog
CemeteryTrustees

Confirmation
E. Leo Kanteres &
Stanley Gorski
Cemetery Trustees

On motion of Ald. Carignan duly seconded by Ald. Cashin it was voted to confirm the nominations of E. Leo Kanteres and Stanley Gorski to Cemetery Trustees to succeed themselves, terms expiring January, 1988.

Confirmation
Robert Favreau
Retirement Board

On motion of Ald. Gimmas duly seconded by Ald. Rinker it was voted to confirm the nomination of Robert Favreau to succeed himself as a member of the Retirement Board, term expiring January, 1987.

Ald. Gimmas

On motion of Ald. Gimmas duly seconded by Ald. McDonough it was voted to table election for Board of Highway Commissioners for two weeks, as certain facts have come to light that were not known at the previous meeting.

Voted

GMIC Elected
Ald. Rinker &
Ald. Thibault

On motion of Ald. Carignan duly seconded by Ald. Burkush it was voted to elect Ald. Rinker and Thibault to the Greater Manchester Industrial Council, terms to be coterminous with their terms on the Board of Aldermen.

Cm. fr. Transportation Cm.

Communication was presented from the Transportation Committee requesting the Board to issue a directive to Department Heads to relinquish all authority to procure and maintain city automotive fleet vehicles to the Fleet Manager. Mr. Plymesser advised that he was not going to increase labor hours; that the intent is to use the same amount of men that we have, but to be more effective. Mayor Shaw advised that based on the Ordinance that was originally passed on the job description within the two year time that we study this, it would be the intent to have a centralized maintenance of vehicles. The question was raised as to who would repair city vehicles, Mr. Plymesser advising that eventually all the groups of people we have now in the various departments would be centralized so there would only be one operation; that presently we have seven repair areas, and everybody is going in a different direction; that somebody has to have the authority to be able to say that this is the standard way of doing things. Ald. Cashin advised we would be taking any authority in deciding what vehicles are going to be purchased away from Department Heads. Mayor Shaw advised that all decisions of Committees are referred back to the Board for your approval. Ald. Cashin advised he would like to see this handled in a more cooperative manner; that he does not think it is right to relinquish all authority from Department Heads. Ald. Pepino advised that so far, every time a department orders a vehicle, Mr. Plymesser has changed the specifications and bought better trucks for less money; that the city has been throwing money away for the last several years. Ald. Thibault advised he agreed with Ald. Pepino, that the Fleet Manager, in knowing what the departments need, can order a better vehicle for a better price; that maybe the language is wrong, but Mr. Plymesser seems to have the expertise needed for ordering for any department; that I am sure that if he comes across a field that he is not familiar with, he will relinquish his authority to them. Ald. McDonough suggested an amendment be made in the wording, Ald. Cashin advising that he was not prepared to rewrite the Ordinance. Ald. Cashin inquired of Mr. Bourque if the way this was written, do Department Heads relinquish all authority, Mr. Bourque advising that this is what it says. Mayor Shaw stressed that the Board has to authorize funds for vehicles being purchased. Following further discussion, on motion of Ald. Provencher duly seconded by Ald. Cashin it was voted to table for two weeks to allow the Fleet Manager, the Transportation Committee in conjunction with the Department Heads

Tabled

work out their problem with vehicles.

Mayor Shaw distributed a list of appointments for 1984.

Mayor Shaw advised he would report on how the Budget is coming; that by the 28th, he will submit a Budget to the Board that will be balanced and without tax increases; that the Finance Committee will be holding special meetings shortly to discuss the Budget; that this is the first time that the City's Budget is on a computer, and we are now revising it; Mr. Badolati has been working very hard to accomplish this.

Mayor Shaw nominated William Sinclair to Trustee of Trust Funds, to succeed William Hamilton.

Mayor Shaw nominated Hilda Fleisher to the Airport Authority to succeed herself.

Ald. Burkush advised that when an appointment is made, he feels the person should be in the audience. The Clerk advised that when a person is confirmed, they are requested to be present.

Ald. Pepino made the motion that the Board of Mayor and Aldermen go on record as being opposed to the parole of Edward Coolidge and that the Parole Board be so advised. Ald. Pepino made

the motion that the Board of Mayor and Aldermen go on record as being opposed to any prisoner being assigned to the Manchester Correction Center who has been convicted of murder and/or a

serious sex crime and that the Parole Board be so advised. Ald. Osborne duly seconded the motions. Ald. Pepino advised there was a person staying at the Halfway House on Lowell Street

for four months who had been convicted of a serious crime; that this person was walking the streets of Manchester; that when we found out about it, we had him shipped up to Concord

for maximum security. Ald. Cashin advised we have a Parole Board in Concord who have their job to do; that I am not going to dictate to them who they should and shouldn't parole; that

I don't know the facts, and I don't think that is a fair question to bring before the Board.

On the motion to go on record as opposed to parole for Edward Coolidge, the motion failed.

On the motion to go on record as opposed to any prisoner being assigned to the Manchester Correction Center who has been convicted of murder and/or a serious sex crime, it was so voted.

Mayor Shaw reminded the Board that they have been invited to a function given by the Chamber of Commerce Wednesday evening at 5:00.

Mayor Shaw advised that there is a Bowlathon for the benefit of Big Brothers/Big Sisters on February 11th.

There being no further business to come before the Board, on motion of Ald. Gimás duly seconded by Ald. Rinker it was voted to adjourn.

A true record. Attest.

Elynore Bartlett
City Clerk

State of New Hampshire
Hillsborough SS

February 14, 1984

Personally appeared before me Robert Favreau a member of the Retirement Board and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough SS

February 14, 1984

Personally appeared before me Matthew Jamrog a member of the Cemetery Trustees and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

Mayor Shaw

Mayor Shaw

William Sinclair
nominated to
Tr. of Trust Funds
Hilda Fleisher
Nominated to
Airport Auth.

Ald. Pepino

Denied

Voted

Mayor Shaw

Adjourned

BOARD OF MAYOR AND ALDERMEN

February 21, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Pepino.

A moment of silent prayer was observed.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Cashin, Thibault and Provencher. Absent: Ald. Burkush.

Cm.fr.G.L.
Beliveau

Communication was presented from G. Louis Beliveau expressing appreciation for ambulance service rendered his wife on December 16, 1983. On motion of Ald. Provencher duly seconded by Ald. Crotty

Ref.Fire Dept.

it was voted to refer communication to Fire Department.

Cm.fr.Ronald
Philibert

Communication was presented from Ronald Philibert, President of Manchester Professional Fire-fighters Association requesting that the Board approve filling vacant positions on the Manchester Fire Department. Ald. Crotty moved that the communication be referred to Personnel Committee. Ald. Provencher advised that Personnel Committee has already received this communication; that this should be received and filed. There being no further discussion, the communication was received and filed.

R&F

Cm.fr.Ald.
Osborne

Communication was presented from Alderman Edward J. Osborne submitting a proposed amendment to the Taxicab Ordinance. Under the rules, the proposed amendment was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Cm.fr.Ald.
Pepino

Communication was presented from Alderman Leo Pepino dated February 11, 1982 relative to appointments to committees or commissions. Ald. Provencher advised this has been denied by previous Boards, as who is qualified to serve on commissions? Ald. Provencher moved to suspend the rule that this be referred to the Rules Study Committee. The motion was duly seconded by Ald. Dwyer. Ald. Pepino advised that he had submitted this two years ago to a different Board; that two weeks ago we had four or five names before us and some of the Aldermen commented that they didn't know who those people were; that this has nothing to do with qualifying people, I am just saying we should know who these people are, what their occupation is, what they can actually give to these Boards and Commissions. Ald. Provencher pointed out that the first paragraph calls for "background, experience or expertise in a particular field and qualifications to serve." Mr. Bourque, City Solicitor, advised there is no such rule that this must be sent to the Rules Study Committee, therefore, there is no need for a motion to suspend the rules. Ald. Provencher withdrew the motion to suspend the rules. Ald. Dwyer withdrew the second to the motion. Ald. Provencher moved to deny the request. The motion was duly seconded by Ald. Dwyer. Ald. Rinker advised he did not think it was unreasonable to ask someone who wants to be on a Commission to let us know something about themselves; that all we are asking for is a simple basic resume; that it would be helpful to me to know something about these people and their backgrounds. Ald. Crotty advised that as far as Police or Fire goes, the only ones with expertise are Police and Firemen. Ald. Provencher advised that two years ago he brought in the name of Lt. Gill Vaal for the Police Commission; he only got two votes because the Board felt it might have an axe to grind; so who else is qualified to be a Police Commissioner? Ald. McDonough advised that since nominations

Motion to
Suspend RuleMotion to
Suspend Rule
Withdrawn

Motion to Deny

are usually tabled for a certain length of time anyway, it gives most Aldermen sufficient time to delve into the persons character and qualifications. Ald. Carignan advised he always asks for a resume from those people who he nominates. Ald. Crotty moved to move to the question. On the motion to deny the request it was so voted. Ald. Rinker, Carignan, Pepino and Osborne recorded as opposed.

Move to Quest.

Voted

Communication was presented from Attorney Douglas McIninch relative to Dance Hall Licensing and requesting to amend the present ordinance (Section 14-48). Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Atty.
McIninch

Ref.Cm.Bo2R

Communication was presented from Police Department requesting an amendment to the City Ordinance Section 4-25 pertaining to fees for impounding dogs and the destroying of dogs and cats. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Cm.fr.Police

Ref.Cm.Bo2R

Communication was presented from John Hoben, City Coordinator relative to the Riverfest Committee organization of Riverfest '84 and requesting authorization of the attached budget and acceptance of the Governor's Challenge Grant which will allow for agreements to be entered and contracts executed. On motion of Ald. Cashin duly seconded by Ald. Carignan it was voted to grant authorization as requested.

Cm.fr.J.Hoben

Granted

Communication was presented from the Board of School Committee Athletic Committee advising that the Committee had voted to request that consideration be given that when facilities usage fees are charged to the School Department for athletic events by other city facilities, that these fees be charged off to gate receipts. Under the rules, the communication was referred to the Committee on Finance.

Cm.fr.School
Board

Ref.Cm.Finance

Communication was presented from Water Works relative to authorization to solicit competitive proposals for the treatment and disposal of P.C.B. contaminated transformer oil located at the Water Treatment Plant on Lake Shore Road, advising that the procedure used in this process is very specialized and they would attempt to limit proposals to well established firms with experience in this area and the estimated cost is \$10,000., funds having been approved as part of the MWW capital expenditures budgeted for 1984. On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted to grant authorization as requested.

Cm.fr.Water
Works

Granted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully advise they have considered a request for abatement of sewer user charges from Mrs. R.H. Llewellyn, Sr., 1341 Chestnut St., stating that water used for her flower garden goes into the ground rather than discharged into the system and recommends, after due and careful consideration that the request be denied in accordance with the Ordinance, the rates being based on consumption to conform with State Law. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.Bo2R

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester" establishing new Class Code, Salary Schedule and Class Specifications for Program Coordinator ought to pass. Ald. Provencher moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Carignan. In response to inquiry from Mayor Shaw, Mr. Jenkins advised that this finalizes action taken by Personnel and Finance

Ought to Pass

Committee establishing a new title and pay grade for Program Coordinator; that it is necessary to amend the Ordinance to do this. On the motion it was so voted.

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

Oughttopass

establishing a new Class Code, Salary Grade and Class Specifications for Scale Operator and new Class Specifications for Zoning Inspector, Plans Examiner and Media Equipment Technician, ought to pass. Ald. Thibault moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Dwyer. In response to inquiry from Mayor Shaw, Mr. Jenkins advised these positions were approved some time back and are already in the '84 Budget.

AccRecAdopted

Ordinances

On the motion it was so voted.

Ordinances:

"Amend Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Authorizing the Mayor to Dispose of Certain Parcels of Tax-Deeded Property Known as Lots 4 and 5 on Rhode Island Avenue"

ByTitleOnly

On motion of Ald. Rinker duly seconded by Ald. Provencher it was voted to read by title only.

Passed to be Enrolled

These Ordinances having had their second reading by title only, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Recess

Mayor Shaw called a recess to permit the Committee on Finance to meet.

Order

Mayor Shaw called the meeting back to order.

Mayor Shaw

Mayor Shaw advised that he was not aware that it was the intent of the Board to have the person present when nominations are being confirmed; that he had not communicated that need to either William Sinclair or Hilda Fleisher; that he requests that these two confirmations be tabled until these people can be informed to be present. On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to table these confirmations until the appointees could be present.

Tabled

Ald.Rinker & Pepino

Appt. GMIC

On motion of Ald. Carignan duly seconded by Ald. Pepino it was voted to confirm the appointment of Ald. Rinker and Thibault to the GMIC for a term to run concurrently with their term of office.

Tabled Matter:

Revised proposal of Committee on Transportation relative to authority of Fleet Manager.

Remove from Table

Rep.Cm.Transportation

On motion of Ald. Provencher duly seconded by Ald. Rinker it was voted to remove this from the table.

Roll Call

Ald. Provencher moved to substitute the revised proposal and approve as submitted. The motion was duly seconded by Ald. Osborne. On a roll call vote Ald. Rinker, Carignan, Pepino, Osborne, Gimás, Thibault and Provencher voted yea. Ald. McDonough, Dwyer, Crotty and Cashin voted nay. The Clerk advised there were seven yeas, four nays and one absent, and the motion carries.

AccRecAdopted

Tabled Matter:

Removed from Table

Nominations

Election for Board of Highway Commissioners, terms expiring January 1987

Voted

On motion of Ald. Crotty duly seconded by Ald. McDonough it was voted to bring these forth in the order that they were tabled. Mayor Shaw advised that nominees for the union position are:

Robert Bernier George Younger Leonard Ainsworth

Mayor Shaw

Mayor Shaw advised that under the Charter he rules that Mr. Bernier is not eligible for the

union position because he has a withdrawal card; that Mr. Younger is not eligible for this union position because he is not a union member; that Mr. Ainsworth is not eligible for this position because the Charter requires that if a change is to be made from those that are grandfathered in, the change must be done along political grounds of no more than three of one party; that this particular nomination on these three nominees are out of order at this time according to the Charter. Ald. Crotty moved to override the Chair's ruling that all three people are out of order. Mayor Shaw advised that the City did sign an agreement to this effect. Ald. McDonough inquired if the will of a previous Board is incumbent on the succeeding Board in matters grave and small. Mr. Bourque advised that he signed the consent decree in court for the City of Manchester that we would define the word union representative to mean a certain thing that withdrawal would not mean. Ald. Rinker advised that the new Charter requires a union member on it; that agreement would indicate that because Mr. Bernier had a withdrawal card after that date, that he is not even a member but they allowed him to finish up his term; that if we accepted that Charter and agreed that we would put union members on Commissions, that we are doing a grave injustice to the Unions if we don't put a union member on there; that if he is not a union member, then he is eligible for the other slot but not this one. Ald. Provencher inquired if the City Solicitor has ruled that Mr. Bernier is no longer a union member. Mr. Bourque advised that it was his legal opinion that Mr. Bernier was no longer a union member. Ald. McDonough advised that he was a member of AFLCIO and he withdrew voluntarily upon termination of employment; that this is wholly different from Mr. Bernier who withdrew with withdrawal card and derived certain benefits from the union according to the officials therein stated in respect to pensions, medical benefits and insurances; that when he withdrew he had no such benefits; that I maintain that he still does maintain those ties with labor. Mr. Bourque advised that he does not base his opinion on the consent decree; that he bases his opinion on the definition in the new Charter of the word membership. Mayor Shaw advised that we defined the word membership with the Judge. On motion of Ald. Dwyer duly seconded by Ald. Rinker it was voted to move to the question. On a roll call vote to override the Chair's ruling, Ald. Rinker and Pepino voted nay, Ald. Carignan, McDonough, Osborne, Gimas, Dwyer, Crotty, Cashin, Thibault and Provencher voted yea, Ald. Burkush being absent. The Clerk advised there were nine yeas, two nays, one absent, and the motion to override the Chair's ruling passes. Mayor Shaw advised it was the consensus of the Board that Mr. Bernier is a union member qualified to be elected to the Board; that Mr. Younger is a union member and qualified to be elected to the Board; that Mr. Ainsworth is a union member qualified to be elected to the Board even though the Charter requires that a Republican or Independent be nominated.

Election for Board of Highway Commissioners, term expiring January 1987

Nominees are:

Robert Bernier

George Younger

Leonard Ainsworth

Ballot 1

Ald. Rinker abstained;
Ald. Carignan and Pepino voted for Leonard Ainsworth;
Ald. McDonough, Osborne, Gimas, Dwyer, Crotty, Cashin, Thibault and Provencher voted for Robert Bernier;
Ald. Burkush was absent.

Following the voting, Ald. Carignan advised he changed his vote to Robert Bernier. Mayor Shaw advised there were nine votes for Robert Bernier, one vote for Leonard Ainsworth, one abstain

Motion to
Override

Move to Ques-
tion
Roll Call

Motion to
Override passes

Mayor Shaw

Robert Bernier
Nominated
Highway Comm.

and one absent. Robert Bernier having received the required number of votes, Mayor Shaw declared him duly elected to the Board of Highway Commissioners.

Election for Board of Highway Commissioners, term expiring January 1987

Nominees are:

Armand Pichette George Younger

Mayor Shaw advised that Leonard Ainsworth is not eligible for this position as he is a Democrat; that under the Charter he cannot be elected to that position.

Ballot 1

Ald. Rinker and Pepino voted for George Younger;
Ald. Carignan, McDonough, Osborne, Gimas, Dwyer, Crotty, Cashin, Thibault and Provencher
voted for Armand Pichette;
Ald. Burkush was absent.

George Younger received two votes and Armand Pichette received nine votes.

Armand Pichette having received the required number of votes, Mayor Shaw declared him duly elected to the Board of Highway Commissioners.

Tabled Matter:

Report of Committee on Bills on Second Reading

On motion of Ald. Gimas duly seconded by Ald. Provencher it was voted to take the Report from the table.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1A (One Family Residential) zoning district in the vicinity generally easterly of Bodwell Road presently zoned I-2 (Industrial Park) and by establishing an R-3 (Three Family Residential) zoning district in the vicinity generally westerly of Bodwell Road presently zoned I-2"

ought to pass. Ald. Thibault advised that there is a problem in this area that I was not made aware of until after we had voted in Bills on Second Reading to approve this; that a person bought a piece of land down there under the previous zone, and if this passes, he will fail to comply; that he bought the land to start a business under the Industrial Zoning. Mr. Gaudreault advised this Body Shop would be a nonconforming use once this is changed. Ald. Thibault inquired if it was possible to leave this piece of land as Industrial and rezone the rest of the area. Ald. Cashin advised if we were going to change this it would have to go back to Public Hearing. Ald. Thibault inquired if he could be grandfathered in, Mayor Shaw advising that he could not; that he becomes a non-conforming use; that if he would like to make his facility bigger he must come before the Zoning Board because now he is in an R-3 Zone. Mr. Grogan advised that the Planning Board was aware of this case; that the rezoning consideration was to prevent further growth of cases like this; that several cases of industrial growth have occurred and these people will have to bare the brunt of future restrictions; that these people will be protected by non-conforming use; that a special adjustment process provides for this change; that it is the Planning Board's recommendation that this be passed; that originally the Planning Board was opposed to this change, but after further study, we are favorable for the rezoning; we are ready to work with the Industrial Council and Board as there is a shortage of Industrial Zoning in the City. Mayor Shaw advised it was his understanding that the

Armand Pichette
Nominated
Highway Comm.

Tabled Rep.
Cm.Bo2R taken
from table

Rep.Cm.Bo2R
Ordinance

Oughttopass

problem the City has in keeping the land zoned Industrial in this area is that we have no money to expand the road network; we do not intend, in the foreseeable future, to put sewerage in down there. Ald. Gimas moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Crotty. Ald. McDonough advised he felt it should be mentioned that the current owner has been very generous in giving a tract of land down there to act as a buffer. There being no further discussion, on the motion it was so voted.

AccRecAdopted

On motion of Ald. Rinker duly seconded by Ald. Gimas it was voted to suspend the rules and schedule the regular meeting of the Board of Mayor and Aldermen on March 6, 1984 to follow immediately after the Road Hearing, the time estimated to be approximately 4:00 P.M.

SuspendRules

Voted

On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted that the appeal to seat the Alderman from Ward 3 presently in court be withdrawn. Ald. McDonough recorded as passing.

Ald.Cashin

Voted

On motion of Ald. Cashin duly seconded by Ald. Gimas it was voted that the question of city employees, including school district employees, be submitted to the Committee on Bills on Second Reading to study. Ald. McDonough recorded as passing.

Ald.Cashin

Voted

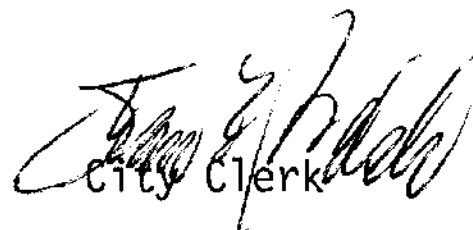
Ald. McDonough thanked the Board for the motion just taken and all the courtesies extended to him since he took the oath of office.

Ald.McDonough

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to adjourn.

Adjourn

A true record. Attest.



City Clerk

JOINT MEETING - BOARD OF MAYOR AND ALDERMEN
AND
BOARD OF SCHOOL COMMITTEE

February 21, 1984

6:30 P.M.

Mayor Shaw called the meeting to order advising that the purpose was a discussion of the proposed Northwest School, that it would be informal with no tape-recorded minutes.

For the record all of the Aldermen were present except Ald. Burkush; all of the School Committee persons were present, Mrs. Brack arriving late and Mrs. Brown absent.

Mayor Shaw called on Mr. Wallace for a presentation at which time the needs for a new Northwest School were itemized, those being the lack of facilities, namely the gym, library, cafeteria, conference rooms, nurse's rooms, no playground during church services, conflict in assembly room being used for Bingo and rent of \$1,400. per year per room, amounting to \$15,400.; that at Gossler there is need for additional rooms to eliminate portables, that they could send 160 pupils to new Northwest School; that the school should be able to house 650 pupils with room for expanding a classroom wing; that there are now 499 pupils in three schools and it is not unreasonable for a 600 pupil school.

Mr. Wallace went on to state that it was the recommendation of the Building and Site Committee to build the new school at the Youville site; that it is city-owned land and there is no objection from Parks and Recreation; that there is a small parcel of privately owned land in the area which would be no problem in acquiring; that the full School Board has voted

for the Youville site and would like to refer it to the Joint School Building Committee to grant acquisition of the site; that it should be studied and within 60 days get things off the ground.

Question and answer period followed the presentation, Mr. McLaughlin stating that the State would like more land; that there is 6 acres in the area and the state requires 5 acres and 1 acre for every 100 pupils, but that a waiver could be granted; that the price of building would depend on whether it was "designer built", a system widely used by the state, whereby the contractor works directly with the committee; that the total package would cost approximately 5.2 million and should be under that figure because the city owns the land; that it will cost more than 4 million but less than 5 million.

Ald Thibault commented on the potential building in the Hackett Hill area and questioned the Youville area being in the backyard of Rock Rimmon with any building there subject to vandalism as is presently experienced at Gossler; Mrs. Resch commenting that she had toured the area and did not see it as a problem.

John Hoben briefly reviewed the CIP funding advising that 2 million dollars has been bonded for '86; that the state is currently accepting only 84% of their responsibilities; that the finances would have to be worked out with the Finance Director.

Following further discussion on motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the Northwest School matter be referred to the Special Building Committee, CIP Committee and Joint School Building Committee, a report to be completed and recommendations made to the Board in 60 days.

Brief discussion took place relative to school athletic fees with Mayor Shaw commenting that the School Board's request that fees be charged off to gate receipts could not be done; that the money is already spent and we will show you on paper how this is done; that Parks and Recreation do not get the money either.

Next topic for discussion was the million shortfall in their operating budget; that we would only be moving money from one year to the other and 5% additional is needed from September to December. Mayor Shaw commented that this tax rate will have to accomodate the million; that it will never change unless you change the pay plan and move payments to January, Spring and Summer; that the teachers have come up with a proposal which will be discussed later. Mr. McLaughlin advised of a poll taken today of the 900 teachers; that 702 had responded to the poll and 60% wanted the 21 pay periods; 20% wanted 24 pay periods; 20% wanted 26 pay periods.

Ms. Resch commented on maintenance problems and requested information on funding for this maintenance. Mr. Houle advised that we do not address preventive maintenance; that there have been improvements in painting activities; that maintenance has not been addressed in terms of allocation of resources; that the city has begun to plan within 5 year framework for municipal buildings and schools; that 2.8 million has been spent on asbestos removal and \$500,000. on day to day crises of buildings. Mr. Hoben commented the problems are technology; we have done total reconstruction of school such as Weston which was dealt with through the operating budget; that recurring maintenance had been established through Lands and Building Committee, but had been reduced to \$15,000. for maintenance in all city buildings; that a recommendation had been made that proceeds from sale of municipal properties go into a

revolving maintenance account; that this has to be structured by Finance.

There being no further business, on motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to adjourn.

A true record. Attest.

Elynore Bartlett
City Clerk

Hillsborough, SS
State of New Hampshire

February 22, 1984

Personally appeared before me, Armand Pichette, a member of the Highway Commission and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

Hillsborough, SS
State of New Hampshire

February 22, 1984

Personally appeared before me, D. Wihby, acting Selectman, Ward 1, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

Hillsborough, SS
State of New Hampshire

February 23, 1984

Personally appeared before me, Ernest Robert, acting Selectman, Ward 2, and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean
Deputy City Clerk

Hillsborough, SS
State of New Hampshire

February 27, 1984

Personally appeared before me, Simone Maloney, acting Selectman, Ward 2, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

Hillsborough, SS
State of New Hampshire

February 28, 1984

Personally appeared before me, Robert Bernier, a member of the Highway Commission and subscribed to the oath of office as prescribed by law.

s/ Joan Walsh
City Clerk

Hillsborough, SS
State of New Hampshire

February 28, 1984

Personally appeared before me, Neil Keane, Ward Clerk 6 and subscribed to the oath of office as prescribed by law.

s/ Joan Walsh
City Clerk

Hillsborough, SS
State of New Hampshire

February 27, 1984

Personally appeared before me, Henry Dufresne, Moderator Ward 10 and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean
Deputy City Clerk

SPECIAL BOARD OF MAYOR AND ALDERMEN

February 28, 1984

Mayor Shaw called the meeting to order.

The Clerk called the roll.

Present: Mayor Shaw; Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Mayor Shaw advised that the purpose of the Special Meeting was to receive a report of the Committee on Lands and Buildings and a report of the Committee on Finance.

Rep.Cm.
Lands&Bldgs.

A Report of the Committee on Lands and Buildings, to whom surplus city properties were referred for disposition, was presented wherein they respectfully advise, that in carrying out the Board's directive to return such properties to the tax rolls, the marketing procedure established for disposition of the former Youngsville School as approved by the Board at its meeting October 21, 1981 has been utilized; that the Maynard School was placed on the open market on June 24, 1983 and it respectfully recommends, after due and careful consideration,

1. That the Disposition procedure be approved.
2. That the former Maynard School property, marketed with an offering price of \$150,000. be sold to Washington Development Co. of Henniker, New Hampshire at a sales price of \$150,000. of which \$5,000. has been tendered as a deposit with the balance to be paid upon closing on or before April 11, 1984.
3. That the Mayor be authorized to execute, for and on behalf of the City of Manchester, any and all documents necessary to consummate the sale of the former Maynard School property, subject to the review and approval of the City Solicitor's office.
4. That the Maynard School be removed from the market and no further offers considered.

MaynardSchool

On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendations adopted.

Adopted

Rep.Cm.Fin

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

Raising Money and Making Appropriations for the Year 1984

Publ.Hrg.
3/12

be ordered to a public hearing to be held on March 12, 1984 at 7:30 P.M. in the Aldermanic Chambers. On motion of Ald. Carignan duly seconded by Ald. Burkush it was voted that the Report of the Committee be accepted and its recommendation adopted.

Adopted

There being no further business, on motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to adjourn.

Adjourn

A true record. Attest.



City Clerk

BOARD OF MAYOR AND ALDERMEN

ROAD HEARING

March 6, 1984

1:00 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Crotty.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Shaw, Ald. Rinker, Carignan, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin and Provencher. Absent: Ald. McDonough and Thibault.

Roll Call

Mayor Shaw advised that as petitions are called, those wishing to speak in favor will be heard first followed by those wishing to speak in opposition; that each person wishing to speak must step to the nearest microphone, when recognized, and announce their name and address in a clear, loud voice for the record.

Mayor Shaw advised the first petition is for discontinuance of Baker Street(So. Willow St. to Queen City Avenue). Mayor Shaw called for those wishing to speak in favor of the petition.

Baker St.
Discontinuance

Susan Vercillo, an Attorney with Devine, Millimet, Stahl & Branch, representing PDM Plumbing, was recognized and stated:

Baker Street is presently a dead end street. The only property served by that street, with the exception of the parcel which is vacant at the intersection of Baker and So. Willow Street, is my client's land. He owns virtually all of the land surrounding Baker Street. The parcel which is not presently utilized has a good deal of access onto So. Willow Street directly, and would not be harmed by the discontinuance. My client wishes to cease having this particular way being a public way, and wishes to utilize it in part for parking and is agreeable to the easement that the City wishes to reserve in the road.

Mayor Shaw called for those wishing to speak against.

Joel Wheeler, partner in abutting property, was recognized and stated:

We were never notified of this discontinuation. The back 2/3's of our property is accessible only from Baker Street at this time. I heard about this a couple of days ago and have not had time to study this. We have 150 feet on Baker Avenue.

Susan Vercillo was again recognized and stated:

I was out at the site this morning, and this other individual owns a piece of property on the corner of Baker and So. Willow Street. My client owns the rest of the property extending down the length of Baker Street, and it doesn't appear to me that he would have access except for going over my client's property from Baker Street onto the back of his property. We will be able to see this from viewing the site today, but I don't believe that his access to Baker Street is in any other means aside from going over my client's property.

Mr. Wheeler was again recognized and stated:

Approximately 100 feet along Baker Street is open access to our property.

Mayor Shaw called for those wishing to speak in favor of the Abandonment of Belmont Street (Daniel Webster Highway 341.12 easterly).

Belmont St.
Abandonment

John Stergio, 95 No. Acres Road, was recognized and stated:

I am here to speak in favor of the abandonment of Belmont Street.

Mayor Shaw called for those wishing to speak against the petition.

Edward Mason, 1400 Hall Street, was recognized and stated:

I rise to speak in opposition to the abandonment of Belmont Street. Belmont Street runs in a northerly/southerly direction. I own land on the east and west side of Belmont Street directly south of this proposed abandonment. My property totals approximately one acre in size, and I consider that it would be virtually valueless if this street were abandoned. My reason for my determination of that is that the topography just south of the proposed abandonment point is quite steep, in the vicinity of 8 or 9%, and therefore it would be impractical to create a cul-de-sac or some other means to turn around to have access to my property. I respectfully request that you do not abandon this right away.

John Grogan, Planning Board, was recognized and stated:

All of these petitions were requested by private parties. The Planning Department recommends that this petition be denied, recognizing a water and drainage facility in the map right of way. Our position is that it is in the citie's best interest to maintain the public right of way.

Canal Ave.
Discontinuance

Mayor Shaw called for those wishing to speak in favor or against the petition to discontinue Canal Avenue (from intersection of Island Pond Road and Lakeshore Drive, southerly approximately 500' to Hermit Road).

Jerry Ahern, 1411 Island Pond Road, was recognized and stated:

I am opposed to closing Canal Avenue mainly because in 1963 the Water Works closed the extension of Island Pond Road with the stipulation that you could walk through there. Ever since they have had signs up to "keep out", people have been harrassed by the Water Works Constables and the local Police. They didn't keep their promise on that, and if they allowed us to walk through Canal Avenue, I am sure that would be closed up. I would go along with it if we were allowed to walk on the extension of Island Pond Road and Canal Avenue. If you were to look at the Union Leader for November 15, 1963 you will see the stipulation in there.

Ethan Howard, representing Manchester Water Works, was recognized and stated:

The reason for this petition on closing this section of Canal Avenue is due to the bridge which goes over the main damn; a private engineering firm inspected the bridge and found it to be unsafe for vehicle traffic, the guardrails are also marginal, and the decision was made to discontinue this section of road for public safety. The posting was closed to the public because of the condition of the bridge and guardrails going over the structure. The downstream side of the damn face is 30 - 40 straight vertical feet dropoff; if anyone fell off there, they would clearly be in danger. The extension of Island Pond Road that Mr. Ahern is referring to is Rattlesnake Hill Road; shortly after you leave the Island Pond Road area you go along a built-up causeway into a small iron bridge which has never received any maintenance at all over the last 20 years; it is a wooden deck bridge and any traffic over that, even foot traffic, may cause some problems. As the abutter mentioned, the road was discontinued in December of 1963; it is my understanding on a closing of the road, that once the road is closed, in 20 years the property reverts back to the abutter. We own both sides of the road, so it is my understanding that this road is closed and the right of way is reverted back to the landowner which is Manchester Water Works. The portion of the Manchester Water Works that is within the City of Manchester, along Lakeshore Road near our pumping stations is posted enclosed by State Board of Health regulations. The right of way is Rattlesnake Hill Road which runs from the end of Island Pond Road out accross this iron bridge and out into the woods; Mr. Ahern was right, when it was closed pedestrian traffic was allowed there, but that was 20 years ago, and my understanding of the RSA's is that in 20 years a discontinued road is no longer there legally or in actuality. The problem in the area is that it is an intake area for the water supply, and we have found in engineering studies and all water sheds have indicated that people walking will leave debree and will cause the degradation of the supply. It is extremely close to our intakes at the lower pumping station.

Jerry Ahern was again recognized and stated:

I understand that that low pressure pumping station is only being used to make power now; that since they put that filtering system in, it all goes the other way. The stipulation when Rattlesnake Hill Road was closed was that they would maintain that bridge for foot traffic, and I would like to see that reopened. I have quite a few people that are willing to put money in to take this thing to court if that road is not opened.

Columbia Rd.
Discontinuance

Mayor Shaw called for those wishing to speak in favor of the petition for discontinuing Columbia Road (a Right-of-Way narrowing involving a 10' x 236' segment on the north side).

Doris Boisvert, 270 Columbia Road, was recognized and stated:

I would like to speak in favor of the discontinuance.

Mayor Shaw called for those wishing to speak against the petition.

Connecticut Ave
Discontinuance

Mayor Shaw called for those wishing to speak in favor of the lay out and discontinuance of Connecticut Avenue (Hanover St. northerly 1525').

Joseph Williams, Attorney representing owner and prospective purchaser of a lot on the corner of Connecticut and Hanover Street.

This should be a petition under 231:51 as to discharge and release. Connecticut Avenue is a street that was layed out by a plan in 1909. It has never been used by the public and has never been improved, and under that statute, we are an interested party and seek to release it and discharge it from a public servitude so that construction may begin in that area. Mr. and Mrs. Husson, abutters, are concerned about that access, and we have made a private arrangement to give them access to our private way that we intend to construct.

Mayor Shaw called for those wishing to speak against the petition.

Frank Husson, 926 Hanover Street, was recognized and stated:

I am an abutter. If I understood the Attorney's statement just now, he said there was an arrangement made between us. There has been an arrangement offered, but not necessarily accepted. I prepared a map with my objections in writing. We are basically opposed to closing it because we have property on Connecticut Avenue. If the street is closed, we may lose access to it. The other thing is a water problem, there is water coming from Ohio Avenue, which is the next avenue to the east, and it flows through our property onto this gentlemen's property here. It could be a problem. I would like to present my written objections to the Board.

Attorney Williams was again recognized and stated:

I did check with the Highway Department, and there is a storm drain that runs down the paper street Connecticut Avenue, and we note that any discharge or release would be subject to the maintenance of that storm drain. It cannot be built upon, we have that located so that it doesn't interfere with our plans. Mr. Husson has access to his property now where he lives, I think he is concerned about some rear lots that he has. Ohio Avenue, which is the next street down, is not being discontinued. Connecticut Avenue is not open to the public, the public has never used it, so there is really no access through there now. It is not like we are cutting off any access, it is that we are discontinuing a paper street.

Mr. Husson was again recognized and stated:

The term paper street bothers me. The City has spent many thousands of dollars to put a sewer for the accommodation of the nun's home up on Bridge Street, and it runs from Bridge to Hanover Street. So in my mind, it is far from a paper street. We have property on Connecticut Avenue, 350 x 125 foot lots. These are empty lots right now, but they could be sold or developed some time in the future, and we would need access from Connecticut Avenue.

Mayor Shaw called for those wishing to speak in favor of the petition for discontinuance of Elm Street (Ridge Road northerly 100.9' a Right-of-Way narrowing involving the westerly half).

Elm St.
Discontinuance

Jim Harkins, 30 Ridge Road, was recognized and stated:

I want to speak in favor of discontinuing a portion of Elm Street which is really not a street, but just a proposed street.

Mayor Shaw called for those wishing to speak against the petition.

Attorney Jim Manning, representing the Roman Catholic Bishop of Manchester, was recognized and stated:

The Bishop owns property just northerly of Ridge Road. Mr. Harkins owns about 109 feet north of Ridge Road, and the Bishop owns five lots up there that are capable of being developed at some future time, and this is an access to it. We claim, as a lot owner, the right of way over the 100 feet. We would endorse the recommendation of the Planning Board that the petition be denied, but they would support a petition that was joined in by all the abutters to have a 50 foot right of way in the middle of it.

Mayor Shaw called for anyone wishing to speak in favor or against the petition to discontinue Gray Street (as laid out 4-2-72 a distance of 40').

Gray St.
Discontinuance

Mayor Shaw called for anyone wishing to speak in favor of or against the petition for release and discharge of Hale Street (a 189.96' section located northerly of McQuesten Street).

Hale St.
Release &
Discharge

Mayor Shaw called for anyone wishing to speak in favor of or against the petition for discontinuing Hanson Street (Elm Street easterly approximately 274.82').

Hanson St.
Discontinuance

Mayor Shaw called for anyone wishing to speak in favor of the petition for release and discharge of Harrison/Prospect Street Area: Passageway #1 (Chestnut Street westerly approximately 456') or Harrison/Prospect Street Area: Passageway #2 (Prospect Street northerly approximately 120') advising we would take the two petitions together as they are related.

Harrison/
Prospect St.
Release &
Discharge

Susan Vercillo, Attorney for Paul Harvey, was recognized and stated:

I am going to ask my Title Searcher, Kitty Peterson, to show the plan so I can make clear to you what it is we are proposing to do. We had originally petitioned to have both of these passageways closed, but in speaking with Mr. Remillard, the abutter, who was concerned about our discontinuing the passageway because this would put him in a position where he

would not be able to get continued garbage service to the rear of his property, and we confirmed this with Mr. MacLeod. In an effort to try and make everyone as happy as possible, we have proposed to Mr. Remillard that we would construct a new 20 foot passageway so he could come around his building in a "U" shape fashion, and we would offer to dedicate that passageway to the City of Manchester. The reason that we have asked to have the rest of the passageway closed off, and I am prepared to offer you a description today of that reduced closing, is that the Merchant's Bank and Mr. Harvey are proposing a drive-thru bank for the Merchants in the middle of what we hope will be a parking lot. We sincerely wish to prevent having any possible conflict of traffic in that area by members of the public continuing through this passageway and thereby conflicting with the flow of traffic that we would anticipate in a northerly/southerly direction in the middle of this lot. After speaking with Mr. Remillard, he was agreeable to our closing off the passageway from Chestnut Street to 20 feet beyond easterly bound of his property. Mrs. Forcier, whose property is on the corner of Prospect and Chestnut Street, has been spoken to and told we would be willing to grant her a license so she will own ten feet of this anyway, in the event that you close it, so she will continue to have access onto her property. As I understood it, this was acceptable to her. We told her that we would make up any problem that she had and we can't anticipate any other problem. We are asking that passageway #2 not be discontinued, we ask to withdraw that from your consideration, and we would shorten the length of passageway #1 that would be discontinued to a length that runs from Chestnut Street to 20 feet easterly bound of Mr. Remillard's property, and I could submit that description to you today. I believe that those two individuals are the only two whose property is effected by this. Mr. Harvey owns the property on both sides a full length of passageway #1 on the northerly side of it, and about one-third of the property on the southerly side of the passageway running along Prospect Street. We are now requesting that 312.97 feet on passageway #1 be released and discharged.

Mayor Shaw called for anyone wishing to speak against the petition.

Attorney Alexander Kalinski, 1346 Elm Street, representing Robert Remillard, the owner of property at 10 and 16 Prospect Street, was recognized and stated:

Mr. Remillard's property abutts this existing public right-of-way which is 20 feet wide and runs northerly from Prospect Street about 120 feet, and 456 feet easterly to Chestnut Street. As Ms. Vercillo indicated, Mr. Remillard does not oppose the discontinuance of the right of way from a point 20 feet easterly of his easterly boundary line, provided that a "U" shaped public right-of-way exists around his property. He has two apartment houses there which require access from the back for fire protection, trash removal. City trash removal is only possible from the back, and they will not go over a private way, so if this right-of-way that goes east and west is blocked off and they have no way to turn around in there, they won't pick up his rubbish there. People really can't get out the front side of the property because he has a double set of doors and they go out the back way. If that 20 foot right-of-way running east and west on the easterly end of his property, which Mr. Harvey is willing to dedicate to public use, can be accepted as a public way so that the trash removal can continue and fire protection can continue and the easements that are in the street, he has no objection. Other than this, he would be opposed to the entire proposal. If they dedicate that 20 foot right-of-way to the public and the Board accepts it, then it becomes a public way, and the trash removal etc. will not be a problem.

John Grogan was recognized and stated:

As I understand the petition is being reduced. In our recommendation we noted the presence of utilities that run out to Chestnut Street, and I believe we would still need a reservation of utilities in a portion of that.

Susan Vercillo was again recognized and stated:

I would like to assure the Aldermen that we have given Mr. Remillard this proposal in writing today and we have been going through last minute negotiations, we have bound ourselves to do it. We will undertake the construction at our own expense; we will use our best efforts to get it accepted by the City in a reasonable period of time, and we are willing to live up to those obligations. We are agreeable to a notation on your recommendation from the Planning Board about utility easements.

Mayor Shaw called for those wishing to speak in favor of the petition to release and discharge

Lumber Lane Area: Passageway (Westerly from Lumber Lane).

Lloyd Rayburn, President of Johnson Building Materials on Lumber Lane, was recognized and stated:

This passageway leads from Lumber Lane up to a side track and was used for access by trucks to unload railroad cars years ago. We have had no rail service over there for four or five years and we see no need for this passageway. We own property on both sides of it, and would like to have it for future development as time goes on.

Mayor Shaw called for those wishing to speak against the petition.

Mayor Shaw called for those wishing to speak in favor of the petition to discontinue

Massabesic Street (a portion adjacent to Old Colony Petroleum Co., Inc.).

George Moore, of Devine and Millimet, representing the Old Colony Gas Station, was recognized and stated:

The proposal as set forth is to discontinue a sliver of land that is adjacent to the corner of Massabesic Street and Mammoth Road on the Highway Redevelopment Plan that is under construction currently, and partially finished. It totals approximately 1300 sq. ft., and the Old Colony Petroleum Company abutts the entire length of the sliver of land that would go back to them as part of the repaving by the state.

John Nakashian, 1523 Mammoth Road, was recognized and stated:

I am the abutter to that property, and I can't see any real reason why we would discontinue any more of Massabesic Street. We have a traffic hazard there now that is a nightmare. If you come and stand in my front store window and watch it, you would widen it rather than make it any smaller.

Mr. Moore was again recognized and stated:

The redesign of the corner of Massabesic Street and Mammoth Road was at the behest of the State in the first instance to make that intersection considerably safer. There has been the addition of two traffic control lights at the intersection. There has been a widening of Mammoth Road at that location, and in the opinion of those professionals involved in designing that intersection, it is safer today than it was one year ago. The slip of land is approximately 1300 sq. ft. The change in the intersection, as it has been designed, was part of a taking by the State over the past 2 years. While there may be a traffic backup in that location, it is my understanding that the traffic flow has been made safer because of the addition of the lights. The specific sliver of land to be given back, is land that is no longer planned to be used as a travelled public way as part of the street in that location. The State Engineering Department, the right-of-way division, has determined that their slope easement in that area is unnecessary and is, in fact, deeded back to my client as part of the overall eminent domain taking of the land under which my client's lost at least one curb cut plus being curved around the majority of their station, making the entrance ways to and from the station safer as part of the overall design. The State of New Hampshire has agreed to repave a portion of that land as part of an additional turn-around area, there will be a curb that is going to go around that entire corner so the traffic can't come out of the gas station at any one given location. Part of the problem with the intersection, at least beforehand, was the fact that traffic, after fueling up there, would be able to enter either onto Mammoth Road or Massabesic Street at any one given location in that whole 270° corner which has now been stopped by the Highway redesign, where there is only a couple of clearly marked curb cuts in which traffic can go in and out.

Frank Thomas, Highway Department, was recognized and stated:

There presently exists a 5 foot sidewalk abutting the site. This land under discussion is outside the set right-of-way, so there is a 5 foot sidewalk area and additional land between the City property and their existing service station. Massabesic Street was bent to the north a little in that area leaving some surplus right-of-way which is under discussion now.

Mayor Shaw called for those wishing to speak in favor of the petition to discontinue Old Gold Street (former Gold Street prior to relocation).

Attorney Richard Walsh, from Law Offices of Emile Bussiere, representing Fred Bramante, was recognized and stated:

It is my understanding that the subject piece of roadway, Old Gold Street, has not been in use for a many number of years, is well overgrown at this point, and that we are virtually the only abutter with the exception of a parcel claim from the State of New Hampshire which has now been released by communication from the New Hampshire Department of Public Works and Highways. It is my understanding that the City's Engineer Office favors the discontinuance as did the Planning Board, so we are requesting that Old Gold Street, that old portion cut off by the access to route I-293 be discontinued as a public way at this time.

Mayor Shaw called for those wishing to speak against the petition.

Mayor Shaw called for those wishing to speak in favor of the petition for discontinuance of River Front Drive (Amoskeag Street to River Front Drive Connector about 360').

Isabelle Aranosian-Hodsdon was recognized and stated:

I am in favor of discontinuing a portion of the River Front Drive. For 19 years it has been used by Interstate Restaurant or Braverman Realty as a private parking lot. Their lot is about 10 feet lower than our property, and we cannot use it. At present we would

Massabesic St.
Discontinuance

Old Gold St.
Discontinuance

River Front Dr.
Discontinuance

like to put in three 10,000 gallon tanks and to enable it to be environmentally safe not only with the EPA and the Manchester Fire Department. We could use that valuable land and it would also mean more revenue to the City of Manchester because our land would be more valuable as well. When Phillips Petroleum built the property about 19 years ago, an exit was put on River Front Drive to ours to get onto Amoskeag Bridge and it was closed by the City of Manchester or State but they still put an exit onto our property onto Amoskeag and it has been plowed and there is a sign there so that no one will go up or down, although customers have been coming into the station and walking down to Interstate and parking their car on our lot.

Wayne Volkman, the dealer at Amoskeag Sunoco Station, was recognized and stated:

The reason the sign was put across that little driveway was that it involved about 9 accidents within the period of three months where people would come up out of the interstate or come into our station and back into a car to go down into Interstate. With the connector there, they have a good way to get there, also it leaves sufficient room for them to drive their 18 wheelers in and back into their platform and loading area. It would also create good, safe parking area for their clients as well as ours.

Mayor Shaw called for those wishing to speak against the petition.

Attorney Bob LaPointe, with Craig, Wenners and McDowell, representing Braverman Realty, was recognized and stated:

I represent Braverman Realty who owns the property that abutts the proposed discontinued street immediately to the east, and Interstate Restaurant Equipment Corporation which is the principle tenant on that property, and they oppose the proposed discontinuance. Braverman Realty has owned this property since about 1960 and Interstate Restaurant Equipment has been operating there for about 25 years. When you view the site you will see that the only way tractor trailers can back up to the receiving dock or Interstate Restaurant is by utilizing the current street that is there and backing in. The building was designed and constructed that way because at the time they had access to Amoskeag Street before the bridge was built and the access to the bridge was laid out differently. That is the only way they have access. When you see the building, you will see there is no other way to approach that building by backing up with a tractor trailer. Mr. Novak, a representative of Interstate Restaurant Equipment, is here today as well as Mr. Braverman, the owner of the property, and they will both verify the fact that Interstate receives approximately 200 truck deliveries per month, 90% of which are tractor trailer deliveries. They all utilize that receiving dock. The building is at different levels, the receiving dock is at the higher level, and that is where they back in to, and they need this current street in order to do that. They also have a fleet of about 20 vehicles which are currently in the parking lot, and so tractor trailers would not have access to the building except by backing into this receiving dock. Again, it is almost physically impossible for a tractor trailer to back up into this dock without utilizing the current street. A substantial portion of Braverman's property was taken by eminent domain at the time that Amoskeag Bridge was rebuilt and a different access was set up to get to the bridge, so they lost access then, and the only way to get to it now is to come around on River Front. The portion that they propose to discontinue actually stops where it would have intercepted with Amoskeag. There will be a problem with snow removal at the site if the street is discontinued, as currently the owner and the tenant have a snowplow that comes into the access from the current street and plows the snow away. The only way they would be able to remove the snow without this street, is either to truck it out at a tremendous expense, or just plow it up against the wall and then they would have a severe drainage problem, slippery conditions for employees and other problems. I would also like to speak for Mr. Beaulieu, the other abutter, whom Mr. Novak and I met with yesterday. Mr. Beaulieu is 94 years old, and he has no concept at all as to what is being proposed here. He told us that he had not received notice, but I don't think he would know whether he did or he didn't. The proposed discontinuance runs the entire length of the street, and you will note that Mr. Beaulieu's land will be totally landlocked at that point. He would have no access to any street, there would be no street in front of his house. He is 94 years old and lives alone out there, and the entire front of his property is on the street proposed to be discontinued. He would have no access whatsoever. My client's are going to suffer damages if this proposed discontinuance is allowed. They are here and will respond to any questions you might have. I think we have arguments of competing interests. There will be some gain to the petitioner and perhaps to the City of Manchester, however when you weight that against the substantial damages which will be incurred by my client as a competing interest, I urge you not to discontinue this street.

John Grogan, Planning Department, stated:

We received some of this testimony today for the first time, we were not aware of the problem with Mr. Beaulieu's property.

Mr. Volkman was again recognized and stated:

In reference to the trailer trucks and the turn around in which they are referring to, what happens very early in the morning or sometime in the afternoon, is that when these trucks come in, we are asking for 140 feet from the dead end of Amoskeag down to the end of our property. Not Mr. Beaulieu's property or Braverman Realty property. When those trailer trucks come in they come through the parking lot, they pull up, they do not go beyond the end of our property in order to back into the loading dock. We do not want to discontinue the whole street, only to the end of our property. We only need approximately 143 feet.

Attorney LaPointe stated:

The petitionsights the entire street, that is why we are concerned. Mr. Novak will address in rebuttal, he is more familiar with the property than I am.

Milton Novak, 191 Pinecrest Road, was recognized and stated:

I am a principle of Braverman Realty and an officer of Interstate Restaurant Corporation. It will become a major problem for us if any portion of this street is discontinued. The reason for that is, the way the land is presently laid out, the only way tractor trailer trucks can get into our main receiving dock is through the use of this street. They pull of this street, then bend around back in. As it is, the building has been damaged six times, and if you view it again today, you will notice that just recently another truck his this. It is difficult now under the present circumstances, it would be impossible if it is changed. The second problem we would have is that our customers are serviced in this street, customers that need us when they are in trouble, and when they drive up, they drive up to the front of our store, run in, take what they require, put it in their car, and make a circle around the building. If this is allowed to go through, they would be unable to do that. That means cars would pull in, then would have to back up. If they would have to back out our yard, they would have to go down an incline, and that yard gets very treacherous during the winter time. We suffer because of the drainage on Amoskeag Street and the bridge. The water flows down the entire length of the bridge and collects almost in front of our store. During the course of the day, when the ice melts, that water splashes over and hits our front walk-in entrance and it drains down the rest of the hill. We have a problem there all winter long. The city is kind enough to let us get salt and sand, and we try to maintain it to the best of our ability. But this would cause an unbelievable burden for our firm. It would make snow maintenance virtually impossible. We load our trucks at 7:00 A.M. because of the georgraphy we cover. There is no way we could get our place cleared in time to get equipment in so that we could begin our own business. It would be almost detrimental to the continuance of our company if this is allowed to be put through.

Mayor Shaw called for those wishing to speak in favor of the petitions for discontinuance of Valley/Massabesic Street Area: Passageway #1 (a 50' long segment) and Passageway #2 (Valley Street northerly 100').

Valley/
Massabesic St.
Discontinuance

Kerry Woods, 625 Massabesic Street, was recognized and stated:

There is an alleyway parallel to and between Valley and Massabesic Streets called Valley North Back Street on the Highway Department maps. Up until 2 years ago, there was a passageway across another persons land onto Massabesic at one end of this alley. He has since cut that off and made it a dead end, as it was his land that they were crossing. The alley is open at the other end to both Valley and Massabesic. There is a street showing on the Highway Department maps from the closed end, the 100' passage that you mentioned, going out to Valley Street, it has never been opened. There are trees there, it is not passable to traffic. We are trying to keep that closed. The distance between the two houses where this passageway exists is only about 30 feet and this is a 20 foot passageway and it would cut down on these peoples yard quite a bit, and where it has never been used, it has never caused a hardship in the past, not being used. We would like to see it kept the way it is, with the trees and the lawn there. The second petition there is as the alley is a dead end, we are trying to close of approximately the last 50 feet of this dead end where it only abutts two lots and would not effect anyone else on the alley. It would just make it a shorter dead end than it is now. I am in favor of both.

John Grogan was recognized and stated:

We had had some continued correspondence with Mr. Woods last year. At that time we viewed the site and saw that Back Street is a long dead end. Our services are awkwardly provided in such a back street area. We recommended against discontinuance of the public rights to maintain the ability to ultimately open that back street through the Valley Street side. Earlier it had been opened to the Massabesic Street side across private property. It was used quite regularly but became a nuisance to the people over whose property it went. They blocked that off. As long as we have the ability to ultimately open that street, we recommend against it's release and discharge.

Mayor Shaw called for those wishing to speak in favor of the petitions to discontinue Commercial Street, North Commercial Street, State Street, Mungall Street, South Bedford Street, Textile Court, Newell Street, South State Street, West Central Street, North Bedford Street, Stark Street and West Summer Street.

Commercial St.
No. Commercial
State St.
Mungall St.
So. Bedford St.
Textile Court
Newell St.
So. State St.
W. Central St.
No. Bedford St.
Stark St.
W. Summer St.

Dick Weaver, Housing Authority, was recognized and stated:

These streets are actually slivers of the old streets; when the new ones were built, these slivers were left behind in trying to complete the Millyard Urban Renewal Project and tie up loose ends by discontinuing the remaining sub-portions of the old streets.

The petitions referred to surveyer's plans and show the streets as they are now and as they were before.

John Grogan was recognized and stated:

We have exhibits showing the specific locations of each of these and we will be able to show these to you as we go through the Millyard area.

James Marr, Director of Property Management Development, was recognized and stated:

I am Director of Property Management Development for two separate parties, one owns the building at 340 Commercial Street, 1874 Associates, and the other one is 1869 Associates at 324 Commercial Street. Speaking in favor of Old Commercial Street and Mungall Street being discontinued. Both of these streets have been replaced by the Manchester Housing Authority during its redevelopment plan with newly improved streets, and we have undergone quite a bit of substantial rehabilitation in one building and are about to undertake the second one and we have made sight improvements on these streets to be discontinued.

Mayor Shaw called for those wishing to speak against the petition.

Susan Vercillo, representing Elbes Associates, was recognized and stated:

Elbes Associates owns a 90,000 sq. ft. building on the southerly side of Stark Street which dead ends into Commercial Street. The building is difficult to get leased, but he is having particular trouble with the lower floor of this building due to the fact that the sole loading dock to the entire floor comes off of Stark Street. Stark Street as it now exists is a fairly steeply pitched road. It requires these large vehicles to back down and then make a left turn into my client's property. If this road were to be discontinued, we would no longer have the right to use the full width of the street which, as it is, we need. The other building that is across the street, and the only other property owner effected by this, does not have any loading dock there, so they would have the ability to do whatever they wanted with whatever amount of land that they acquired from it, and thus we don't have any control over that. My client's preference would be to have this reopened onto Stark Street, and to that end he has spoken with Mr. Moran's office who has taken a look at the sight. I would like to read this letter which I will submit to you from Mr. Moran. "To the Honorable Mayor and Board of Aldermen: Mr. Arnold Cohen, of Elbes Associates, owner of a tract of land south of and adjacent to the above location, has asked that I look into the feasibility of the City retaining Stark Street instead of discontinuing it. Mr. Cohen feels the present situation where trucks have to maneuver at the bottom of a steep grade could be improved by allowing a through-connection from Bedford Street to Commercial Street. Specific improvements in the area of Mr. Cohen's loading docks could be realized by the lowering of the grade in that vicinity. This would be a normal consequence of extending Stark Street, since the grade would have to be increased slightly to meet the lower elevation of Commercial Street. Opening up Stark Street onto Commercial Street would also permit trucks to exit loading areas downhill rather than to make a difficult uphill climb from tight quarters. Both Mr. Cohen and I are aware the closing of this portion of Stark Street is part of the overall plan for the Millyard Project, and that physical changes have been made in accordance with that plan. However, the changes at the Elbes land have been in effect for a long enough period of time to know they could be improved upon. From a very limited investigation it looks like benefits to the public and to the land owners adjacent to this short section may well outweigh the traffic disadvantages of another outlet onto Commercial Street. We ask that you give serious consideration to making a connection between Bedford and Commercial Street via Stark Street, retaining Stark Street as a public road. We apologize for this letter coming to you at the "eleventh hour" but believe an opportunity to improve the situation at this location will no longer be available should you discontinue Stark Street. Thank you for your consideration." We understand that today you don't have an ability to continue the street through, we are not asking you to do that. But once this discontinuance goes through, if it does, the ability to correct that situation will no longer exist, and furthermore, my client will be detrimentally harmed by the discontinuance of this road since it may not have the ability to use the full width of the road which it needs to get to the lower floor of this building.

Debbie Sklar, representing Public Service Company, was recognized and stated:

I would like to speak relative to two streets subject to petitions, the first being the South State Street discontinuation. Our major problem with that is that we have a substation which is directly east to the portion of South State Street desired to be discontinued. If that street is discontinued we would not have access to our substation which is of utmost importance to us. Therefore, if the discontinuation is to occur, we would require access to our substation, which would occur over property of Sid Samuels. The second street I would like to address is the discontinuation of North Commercial Street. As best I can tell, there is an unnamed proposed street, which consists of parcels 3-257, 3-258, and 3-259. If that proposed street exists or will exist, then we will be able to, with the discontinuation of North Commercial Street, have access to our Manchester Steam Station property. If that proposed street does not exist we will have absolutely no access to our Manchester Steam Station parcel. Again, we are requesting that access be provided. For any of these discontinuations where there is utility property, we would hope that the utility property would not have to be removed but that the appropriate easements be granted and I did see that in the petitions at the Housing Authority.

Dick Weaver was again recognized and stated:

In the case of the Stark Street discontinuance, the change from Bedford Street to Commercial Street is significant, about 30 or 40 feet, and from the point of the loading dock she is referring to to Bedford Street, is the retaining wall of the old lower Canal, and it would be impractical to put a roadway from that retaining wall down to Commercial Street. That would be a very steep pitch, a very expensive proposition to do. The loading of the trucks would entirely block what would be a through street. It is now a dead end street, which does not serve a purpose. It is a difficult problem for City maintenance. If it were a through street and they used it for loading, it would be blocked by the trucks. On Public Service Company, on South State Street, if that is discontinued, half of that street goes to them, the other half goes to the Housing Authority. I believe we have a deal worked out for Public Service Company to buy that land from the Housing Authority; they also have access from South Bedford Street. On North Commercial Street, we have submitted a petition to dedicate those parcels as a public right-of-way to give access to the Steam Plant.

Debbie Sklar was again recognized and stated:

With respect to the South State Street discontinuation, it is correct that we are currently in negotiations with the Housing Authority for a portion of that, however, in the event that for some reason or another the conveyance did not go through, we would at least like some provision for access until such time that the conveyance occurs and our ability to access would then be subject to our ability to get a curb cut in the area.

All those wishing to speak having been heard, on motion of Ald. Rinker duly seconded by Ald. Burkush it was voted to adjourn for viewing purposes.

ON VIEWING

✓ HANSON STREET: (Elm Street easterly approximately 274.82') Discontinuance. The Planning Board recommends approval and discontinuance of the formerly accepted street unless objections are raised by abutter on south side, reserving to the City a utility easement for the full width and length of the petitioned area to be superseded following notice from the Highway Department to the City Clerk that alternate and specifically defined easement rights adequate to protect utilities have been formally conveyed to the City by abutting interests or are no longer necessary. Following brief discussion on motion of Ald. Rinker duly seconded by Ald. Burkush it was voted to accept the recommendations for discontinuance.

Hanson St.
Discontinuance

Granted

BAKER STREET: (South Willow Street to Queen City Avenue) Discontinuance. The Planning Board recommends discontinuance, reserving to the City a utility easement to protect existing utilities, said easement to include the full width and length of the petitioned area, said rights to be superseded by notice from the Manchester Waterworks and Highway Department that alternate and specifically defined easement rights adequate to protect utilities have been formally conveyed to the City or that such rights are no longer needed by the City. Discussion took place at the site as to problem with access to the back of the property of Joel Wheeler if this action was approved. Several alternatives were discussed and Mr. Wheeler not having had a chance to have any input because of not receiving notice of the road hearing, on motion of Ald. Crotty duly seconded by Ald. Provencher it was voted to table for further study.

Baker St.
Discontinuance

Tabled

✓ COLUMBIA ROAD: (A Right-of-Way narrowing involving a 10' x 236' segment on the north side) Discontinuance. Planning Board recommends denial. Petition deals with only a portion of the length of Columbia Road between Val Street and Frontage Road and would create an irregular ROW line. Recognizing the apparent off-center position of the traveled way and the 40' ROW width of other streets in the area, we would not object to a revised petition dealing with entire length between Interstate ROW near Val Street and westerly line of Frontage Road and

Columbia Rd.
Discontinuance

Granted	providing for a continuous narrowing of the right-of-way. On viewing discussion took place relative to the petitioner's garage and front yard being 15 ft. of the roadway. John Grogan commented that granting this petition would create an irregular ROW line and a further petition should be submitted to include the entire length of the street. On motion of Ald. Crotty duly seconded by Ald. Gimas it was voted to accept the petition with the understanding that further petitions will be submitted for the entire length of the street.
Old Gold St. Discontinuance	✓ <u>OLD GOLD STREET</u>: (former Gold Street prior to relocation) Discontinuance. The Planning Board recommends approval and discontinuance of this formerly accepted street area, having been assured by the N.H. DPW&H that the proposed South Willow project does not encroach on the old right-of-way. On motion of Ald. Burkush duly seconded by Ald. Gimas it was voted to approve recommendation of Planning Bd.
Granted Canal Ave. Discontinuance	<u>CANAL AVE.</u>: (from intersection of Island Pond Road and Lakeshore Drive, southerly approximately 500' to Hermit Road) Discontinuance. Planning Board recommends release and discharge from public servitude. Manchester Waterworks is the petitioner and closed this roadway in April 1983. The petition is prompted by concern for the condition of the bridge/dam facility for public use. Discussion took place relative to the bridge being unsafe for public use and Mr. MacLeod advised that it would cost \$25,000. to repair and then would have to be maintained. On motion of Ald. Gimas duly seconded by Ald. Crotty the petition was tabled for further study.
Tabled Connecticut Ave. Lay Out and Discontinuance	<u>CONNECTICUT AVENUE</u> (Hanover Street northerly 1525') Lay Out and Discontinue. Planning Board recommends approval of petition and release and discharge from Public Servitude reserving to the City a utility easement for the full width of Connecticut Avenue between Hanover and London Streets to be superseded following notice from the Highway Department to the City Clerk that necessary easement rights adequate to protect existing utilities have been formally conveyed to the City by abutting interests or are no longer necessary. John Grogan advised that he recognized concerns raised by abutter Mr. Husson relative to back lots being inaccessible if this petition is granted and advised further that the petitioner and Mr. Husson would iron out their differences and reach an agreement. On motion of Ald. Pepino duly seconded by Ald. Burkush it was voted to table until such an agreement is drawn up.
Tabled Massabesic St. Discontinuance Granted	✓ <u>MASSABESIC STREET</u> (a portion adjacent to Old Colony Petroleum Co., Inc.) Discontinuance Planning Board recommends approval and discontinuance of portion of formerly accepted street following construction in this area, reserving to the City easement rights to protect utilities, said easement to include the full petitioned area unless and until superseded by notice from the Manchester Waterworks and City Highway Department to the City Clerk that adequate, specifically defined easements have been conveyed to the City by abutting interests or are no longer necessary. Frank Thomas commented that any major work done in the future would require more land, that this piece would not effect traffic; that all the land was given back to Old Colony inside of sidewalk and the State has given up its rights. On motion of Ald. Gimas duly seconded by Ald. Rinker it was voted to approve the recommendation of the Planning Bd. to discontinue.

Gray St.
Discontinuance

GRAY STREET: (as laid out 4-2-72 a distance of 40') Discontinuance. Planning Board recommends denial of the petition. The petitioner has recently proposed subdivision of adjoining land to create two parcels with frontage on this street. The City is also considering extending sewer to the site at the petitioner's request. The petition would be contrary to and inconsistent with those other proposals. On motion of Ald. Dwyer duly seconded by Ald. Burkush it was voted to table for further information, noting that the petitioner was not present to testify.

Tabled

Valley/
Massabesic St.
Discontinuance

✓ VALLEY/MASSABESIC STREET AREA: Passageway #1 (a 50' long segment) Passageway #2 (Valley Street northerly 100') Discontinuances. Planning Board recommends denial of petitions. Passageways provide possibility of opening a continuation of the presently dead-ended back street to Valley Street at some future time. On discussion Mr. MacLeod commented that garbage pickup is done in the back street, that if discontinued we would never have the ability to extend dead end, if not granted we eventually could bring alley through houses so the garbage trucks could come through rather than backing up. Discussion took place as to where the people involved could place their garbage for pickup and Mr. Woods, the petitioner, stated that the greatest concern is keeping an alley from going between the houses. On motion of Ald. Rinker duly seconded by Ald. Provencher it was voted to grant the discontinuance on Passageway #1 to keep an alley from going between houses. On motion of Ald. Rinker duly seconded by Ald. Dwyer it was voted to table Passageway #2 for further information.

Granted
Passageway #1Tabled
Passageway #2Hale St.
Release &
Discharge

✓ HALE STREET: (a 189.96' section located northerly of McQueston Street) Release and Discharge. Planning Board recommends approval and release and discharge of this portion of Hale Street from public servitude. On motion of Ald. Cashin duly seconded by Ald. Carignan it was voted to accept recommendations of Planning Board.

Granted

✓ LUMBER LANE: (Passageway (Westerly from Lumber Lane) Release and Discharge. Planning Board recommends approval of petition and release and discharge from any public servitude. On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted to approve recommendations of Planning Board.

Lumber Lane
Release &
Discharge

Granted

Riverfront Dr.
Discontinuance

RIVERFRONT DRIVE: (Amoskeag Street to Riverfront Drive Connector about 360') Discontinuance. Planning Board recommends approval of petition and discontinuance and release and discharge of the petitioned area from Public Servitude reserving a utility easement for the full width and length of the petitioned area to be superseded by notice from the Manchester Waterworks and City Highway Department that alternative and specifically defined easement rights adequate to protect utilities have been formally conveyed to the City or are no longer necessary. Discussion took place relative to only favorable abutter is petitioner with John Grogan commenting that we would recommend favorably on petition, but think it best to deny or table in expectation that something could be worked out between the abutters. On motion of Ald. Provencher duly seconded by Ald. Burkush it was voted to deny the petition.

Denied

Elm St.
Discontinuance

ELM STREET: (Ridge Road northerly 100.9' a Right-of-Way narrowing involving the westerly half) Discontinuance. Planning Board recommends denial of petition, but would support a petition that was joined in by all the abutters and that dealt with narrowing the entire length of Elm Street to a 50' width from Ridge Road to Greenfield Street and would suggest that the narrowed right-of-way be centered on the existing right-of-way in any such proposal. Following brief discussi .

Denied
Belmont St.
Abandonment

Denied
Harrison/
Prospect St.
Release &
Discharge

Tabled
Millyard
Discontinuances

Stark St.
Tabled

Remaining
petitions
granted

Adjourn

on motion of Ald. Rinker duly seconded by Ald. Dwyer it was voted to deny pending the
.. abutters getting together and devising one common passageway and divide remaining land
among abutters.

BELMONT STREET: (Daniel Webster Highway 341.12 Easterly) Abandonment. Planning Board recommends
denial of petition. Both water and drainage facilities are in the mapped Right-of-way and in
our opinion the City's ability to create a public Right-of-Way in the future to connect
existing Belmont Street to Daniel Webster Highway should be maintained. On motion of Ald
Rinker duly seconded by Ald. Provencher it was voted to deny as recommended by Planning.

HARRISON/PROSPECT STREET AREA: Passageway #1 (Chestnut St. westerly approximately 456')
Release and Discharge. Passageway #2 (Prospect Street northerly approximately 120') Release
and Discharge. Planning Board advised that Passageways 1 and 2 are related to a proposed
development in this block. We have encouraged the petitioner to gain support of other abutting
interests who currently use these passageways. Unless objections are raised by these other
abutting interests, we recommend approval of the petition and discontinuance and release and
discharge of these passageways from public servitude reserving a utility easement for the full
length and width of the existing passageways to be superseded following notice from the City
Highway Department to the City Clerk that alternate and specifically defined easement rights
adequate to protect existing utilities have been formally conveyed to the City by abutting
interests or are no longer necessary. On viewing John Grogan commented that the Board should
approve the proposal, but table action pending working out details to be brought to the Board
at any meeting for action; that Dedication and Bonding is needed. On motion of Ald. Rinker duly
seconded by Ald. Carignan it was voted to table pending details being worked out as recommended.
MILLYARD: Discontinuances

3) Commercial Street	2) North Commercial Street	1) State Street
1) Mungall Street	1) South Bedford Street	1) Textile Court
1) Newell Street	1) South State Street	1) West Central Street
2) North Bedford Street	1) Stark Street	1) West Summer Street
	1) South Commercial Street	

The Planning Board recommends approval of petitions recognizing and reserving to the City
utilities easements for the full length and width of the petitioned areas to be superseded
following notice from the City Highway Department and Manchester Waterworks that alternate
and specifically defined easement rights adequate to protect utilities have been formally
conveyed to the City by abutting interests or are no longer necessary. John Grogan commented
that these discontinuances deal with surplus remnants of right of ways following relocation of
roadway where now positioned; that special arrangement was made to designate whom of the
abutters interested get ownership; that Stark Street should be tabled until agreement with
Anchor Manufacturing can be worked out. On motion of Ald. Rinker duly seconded by Ald. Burkush
it was voted to table Stark Street and allow the abutters to reach an agreement. On motion of
Ald. Crotty duly seconded by Ald. Gimas it was voted to accept all other millyard petitions
except Stark Street.

There being no further business, on motion of Ald. Burkush duly seconded by Ald. Rinker it was
voted to adjourn the Road Hearing.

A true record. Attest.


City Clerk

BOARD OF MAYOR AND ALDERMEN

March 6, 1984

Mayor Shaw called the meeting to order immediately following the Road Hearing.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin and Provencher. Absent: Ald. Thibault.

Pole location, manhole location, buried conduit petition, New England Telephone petition #902208 was presented as received. On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to grant the prayers of the petitioners under the supervision of Department of Highways. Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. Being informational, the communication was received and filed. Communication was presented from Ald. Osborne together with an amendment to Section 3.20 of the Charter. On motion of Ald. Osborne duly seconded by Ald. Gimas it was voted to withdraw the amendment to the Charter.

Communication was presented from Home Builders Association of N.H. requesting the pleasure of the Board's company at a Preview Trade Night on Wednesday, March 28 from 5-7 PM at the Armory. Being informational, the communication was received and filed.

Communication was presented from Robert J. Pariseau, Chairman, Republican City Committee, requesting that the Board rescind the action of 2/21/84 relative to the reappointment of Robert Bernier to the Highway Commission. On motion of Ald. Cashin duly seconded by Ald. Provencher it was voted to receive and file the communication.

Communication was presented from Susan Moran relative to a catering truck parked in front of Central High and asking that the Board consider a request for permission to park at this location. Mayor Shaw advised that since the Board can not waive the provisions of any ordinance, a motion is in order to receive and file the communication. Mr. Bourque advised that Susan Moran was not aware of the Ordinance. Mr. Clark advised this falls under the new Peddler's License Ordinance and it is the recommendation of the Police Department to set up distances from hospitals and schools of where you can operate the business and she was within that distance. On motion of Ald. Crotty duly seconded by Ald. Gimas it was voted to receive and file the communication. Mayor Shaw advised a letter would be sent to Susan Moran advising her of the Board's action.

Communication was presented from John Hoben relative to 1982 CIP 7.10312 Willow Street Reconstruction Project together with a Resolution

"Authorizing the transfer of unexpended balances of funds from the 1981 CIP Webster Street Construction and Improvements Project 7.10318 and 1980 CIP Street Reconstruction Program 7.10103A to 1982 CIP Willow Street (Cilley to Valley) Project 7.10312"

Under the rules, the Resolution was referred to Committee on Finance.

Communication was presented from John Hoben advising that funds have become available to the City through the State Library Commission "Emergency Jobs Bill" grant for assistance in needed renovations/alterations to the Carpenter Library designed to increase utilization and provide

Order

Pole Location

Granted

Cm.fr.Ex.Cn.
Georgopoulos
R&F

Cm.fr.Ald.
Osborne

Withdrawn

Cm.fr.Home
Builders Assoc.
of NH
R&F

Cm.fr.R.Pariseau

R&F

Cm.fr.Susan
Moran

R&F

Cm.fr.J.Hoben
Resolution

Ref.Cm.Finance

Cm.fr.J.Hoben

Resolution access to all library facilities by the handicapped, together with a Resolution
 "Amending the 1984 Community Improvement Program and Authorizing
 and Appropriating Grant Funds"

Ref.Cm.Finance Under the rules, the Resolution was referred to Committee on Finance.

Rep.Cm.Traffic A Report of the Committee on Traffic was presented wherein they respectfully recommend, after
 due and careful consideration and in accordance with Charter Sec. 20 1/2-11 (g), that the
 management contract with Metropolitan Parking System, Inc., covering the Victory and Canal St.
 Parking garages which expires at midnight March 31, 1984, be extended under the same terms
 and conditions for a period of one year to expire March 31, 1985 at midnight. On motion of
 Ald. Crotty duly seconded by Ald. Provencher it was voted that the Report of the Committee be
 accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Traffic A Report of the Committee on Traffic was presented wherein they respectfully advise that the
 Metropolitan Parking System, Inc. would like to increase the rates of pay for their employees
 at Victory and Canal Street Garages using the guide lines set forth for the City of Manchester
 employees, and respectfully recommends that the 5% increases effective February 1, 1984 and
 January 1, 1985 be granted and approved. Ald. Crotty moved that the Report of the Committee
 be accepted and its recommendation adopted. The motion was duly seconded by Ald. Burkush.
 Ald. Provencher inquired what their pay increases have to do with us. Mr. Hoben advised
 that our contract with Metropolitan Parking System provides for management plus paying for
 direct costs associated with the garage; they have used the cities treatment of employees
 the same as their own. Mayor Shaw advised that one of the sources of revenue that the City
 needs to look at is the parking fees which will probably come forth after the budget; some
 method so we can charge more and produce more parking spaces. On the motion it was so voted.

AccRecAdopted

Rep.Cm.Traffic A Report of the Committee on Traffic was presented wherein they respectfully recommend, after
 due and careful consideration, that the following regulations governing standing, stopping and
 parking, be adopted and put into effect when duly advertised and the districts affected thereby
 duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the
 Ordinances of the City of Manchester:

STOP SIGNS AUTHORIZED

Cox & Huntington Sts., SWC on Cox
 Willard & Huntington Sts, NE and SW corners on Willard
 Revere & Candia Rd., NEC on Revere
 Ruth Ave. & Candia, NEC on Ruth
 Longwood & Revere, NE and SW corners on Longwood

PARKING PROHIBITED IN CERTAIN PLACES
Sec. 24 of the Traffic Ordinances

- (f) It shall be unlawful for any driver to stop, stand or park any
 vehicle in restricted areas designated "No Parking - Tow Zone"
 violations to be subject to impoundment in accordance with
 Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances:

Old Bridge St. (western terminus), west side, from
 Bridge St. southerly a distance of 70 ft.; then on the
 south side a distance of 360 ft. easterly to the dead
 end, and then on the north side from the dead end to a
 distance of 100 ft. westerly.

PARKING PROHIBITED ON CERTAIN STREETS
Sec. 26 of the Traffic Ordinances

Cypress St., east side, from a point 140 ft. south of Auburn St. to a point 90 ft. southerly
 Putnam St., north side, from Dubuque St. to Rimmon St.
 Hanover St., south side, from Union St. to a point 100 ft. easterly
 Hanover St., south side, from a point 200 ft. east of Union St. to a point 65 ft. easterly
 Kelley St., north side, from Coolidge Ave. to a point 115 ft. westerly
 South Main St., east side, from W. Hancock St. to Ferry St.
 Orange St., south side, from Chestnut St. to Pine St.
 Bell St., north side, from a point 180 ft. west of Hall St. to a point 90 ft. westerly
 Pickering St., west side, from Crosbie to Day Sts., 8:00 AM - 5:00 PM
 Monday - Friday

PARKING TIME LIMITED IN DESIGNATED PLACES

- (b) The driver of a vehicle shall not park such vehicle for longer than two hours at any time, between the hours of eight a.m. and six p.m. of any day and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Cypress St., east side, from a point 230 ft. south of Auburn to a point 195 ft. southerly

- (e) The driver of a vehicle shall not park such vehicle for longer than thirty minutes at any time, between the hours of eight a.m. and six p.m. of any day and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Hall St., west side, from a point 20 ft. south of Spruce St. to a point 45 ft. southerly

LOADING ZONE ESTABLISHED
Sec. 20 of the Traffic Ordinances

Manchester St., south side, from Chestnut St. to a point 90 ft. easterly

ONE WAY STREET AUTHORIZED
Sec. 32 of the Traffic Ordinances

Old Bridge St., from Bridge St. (western entrance terminus) to Bridge St. (Eastern exit terminus) east bound

YIELD SIGN AUTHORIZED

Merrill Rd. at Goffs Falls Rd., NWC on Merrill

PROHIBITED PARKING ON CERTAIN STREETS RESCINDED
Sec. 26 of the Traffic Ordinances

High St., north side, from Pine St. to Union St.

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Dwyer duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations be adopted.

Ordinance:

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1A (One family residential) zoning district in the vicinity generally, easterly of Bodwell Road presently zoned I-2 (Industrial Park) and by establishing an R-3 (Three Family Residential) zoning district in the vicinity generally, westerly of Bodwell Road presently zoned I-2"

On motion of Ald. Provencher duly seconded by Ald. Burkush it was voted to read by title only.

This Ordinance having had its second reading by title only, on motion of Ald. Osborne duly seconded by Ald. Gimás it was voted on passing same to be enrolled.

AccRecAdopted
Ordinance

Bytitleonly

Passed to be
Enrolled

Recess Mayor Shaw called a recess to permit the Committee on Finance, Administration and Enrollment to meet.

Order Mayor Shaw called the meeting back to order.

Rep.Cm. Administration A Report of the Committee on Administration was presented wherein they respectfully recommend, after due and careful consideration that the following Tag Day requests

Parkside Music Booster Club	Saturday	March 17	(Cancelled)
VFW Post 9347	Saturday	May 19	
Independent Baseball League	Thursday	May 24	
American Legion Poppy	Saturday	May 26	
Youngsville Athletic Association	Thursday	May 31	
Babe Ruth League	Saturday	June 16	

be granted and approved under the rules and regulations set forth by the Board of Mayor and Aldermen. On motion of Ald. Crotty duly seconded by Ald. Burkush it was voted that the report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm. Enrollment Ordinances A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

"Amending Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Authorizing the Mayor to Dispose of Certain Parcels of Tax-Deeded Property known as Lots 4 and 5 on Rhode Island Avenue"

are properly enrolled. On motion of Ald. McDonough duly seconded by Ald. Provencher it was voted that the report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.Finance Resolutions A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

"Authorizing the transfer of unexpended balances of funds from the 1981 CIP Webster Street Construction and Improvement Project 7.10318 and 1980 CIP Street Reconstruction Program 7.10103A to 1982 CIP Willow Street (Cilley to Valley) Project 7.10312"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

ought to pass. On motion of Ald. Gimás duly seconded by Ald. Osborne it was voted that the report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Resolutions Resolutions:

"Authorizing the transfer of unexpended balances of funds from the 1981 CIP Webster Street Construction and Improvement Project 7.10318 and 1980 CIP Street Reconstruction Program 7.10103A to 1982 CIP Willow Street (Cilley to Valley) Project 7.10312"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

ByTitleOnly On motion of Ald. Burkush duly seconded by Ald. Provencher it was voted to read by title only.

2nd&Final Reading By Title Only On motion of Ald. Dwyer duly seconded by Ald. Rinker it was voted to suspend the rules and place these Resolutions on their second and final reading by title only.

Passed to be Enrolled Under Susp.ofRules Following their second and final reading by title only, on motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted on passing same to be enrolled under suspension of the rules.

Ordinances:

"Amend Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Authorizing the Mayor to Dispose of Certain Parcels of Tax-Deeded Property known as Lots 4 and 5 on Rhode Island Avenue"

On motion of Ald. Provencher duly seconded by Ald. Cashin it was voted to read by title only.

These Ordinances having had their third and final reading by title only, on motion of Ald.

Osborne duly seconded by Ald. Crotty it was voted on passing same to be ordained.

Tabled Matter:

Confirmation of William Sinclair as a member of Trustees of Trust Funds for a term to expire January, 1990.

Confirmation of Hilda Fleisher as a member of the Airport Authority for a term to expire March, 1989.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to take from the table.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to confirm William Sinclair as a member of Trustees of Trust Funds for a term to expire January, 1990.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to confirm Hilda Fleisher as a member of the Airport Authority for a term to expire March, 1989.

Mayor Shaw nominated Attorney James Yakovakis to serve as Trustee of Trust Funds, for a term expiring January 1990.

Ald. Burkush advised he had a discussion with the City Solicitor's office about procedures for the removal of members of the various boards and commissions by the Board of Mayor and Aldermen; that he was advised that under the Charter the Board of Mayor and Aldermen is required to establish removal procedures applicable to the removal of city officials which the Board of Mayor and Aldermen has the power to remove; that he was advised that no such ordinance has been adopted. Ald. Burkush moved that this matter be referred to the Committee on Bills on Second Reading to consider, and recommend an Ordinance establishing procedures for the removal of city officials. The motion was duly seconded by Ald. Crotty. Following brief discussion it was so voted.

Mayor Shaw advised that at a Personnel Meeting it was the consensus of the Aldermen to decide which way to go with the ambulance service; that he advocated that we keep the ambulance service within the city and create a new division within the Fire Department with EMT's being hired from the outside; that a Committee has been working within the City to get bids to remove the ambulances completely from the Fire Department; that he feels that by going out to bid, the City may not get the same commendable service; that the Aldermen must decide which direction they want to go with this, to get rid of the ambulance service, or keep it within the Fire Department and hire EMT's or staff with firefighters as we presently are. Chief Lydon advised that the Fire Department is presently short of manpower; that by giving the ambulance to the hospitals, it would be cheaper to hire civilians to staff ambulance than pay firefighters to man; that he does not have a problem with this, but he can foresee problems in the future if these EMT's are housed in the station with the firefighters; that two years from now they will want more money.

Ordinances

ByTitleOnly

Passed to be
Ordained

Remove from
Table

Confirm
WilliamSinclair
Tr.ofTr.Funds

Confirm
HildaFleisher
Airport Auth.

Nominated
James
Yakovakis
Tr.ofTr.Funds
Ald. Burkush

Voted

Mayor Shaw

Ref.Cm. on
Public Safety

Adjourned

Ald. Provencher commented that it seemed to be the consensus of the Board to keep the ambulance service within the City; that the Safety Committee should be charged with looking at this matter and coming back to the Board with a recommendation. Ald. Rinker advised the Firefighters Association has expressed that they do not like to have the responsibility of the ambulance. Ald. Pepino advised that CIP was ready to go out for proposals, the Mayor advising that the Board must make a decision before going out for proposals. John Hoben advised the Finance Committee and the Board directed CIP to look into this matter; that a lot of work has been put into this, and they are about to call a final meeting to send out for proposals; that several vendors have expressed an interest in responding. Dave Schottke, from the Elliot Hospital, and Barbara Clarke, from CMC, both of whom have been working on the Committee looking into this matter, concurred that staffing the ambulances with paramedics could save as many as 50 more lives per year in Manchester; advising that two hospitals are interested in bidding on proposals; that they are looking at cost effective service and lives that can be saved. Following further discussion, under the rules, the matter was referred to the Committee on Public Safety for their recommendation.

There being no further business to come before the Board, on motion of Ald. Dwyer duly seconded by Ald. Burkush it was voted to adjourn.

A true record. Attest.



BOARD OF MAYOR AND ALDERMEN

PUBLIC HEARING-1984 BUDGET

March 12, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Osborne.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin and Provencher. Absent: Ald. Thibault.

Mayor Shaw advised that the purpose of the meeting was to conduct a public hearing on the proposed municipal budget as required under the provisions of RSA 44:10, the Resolution before the hearing being

"Amending a Resolution entitled 'Raising Money and Making Appropriations for the Year 1984'"

Mayor Shaw delivered his budget message as follows:

I am pleased to present for your consideration a Revised Budget for the City for 1984.

This Revised 1984 Budget proposal builds upon the hard work of Mayor Emile Beaulieu, the Budget Team, and members of the Board. We have been fortunate to inherit a 1984 Budget which limited expenditure increases and very conservatively estimated revenues.

As a result of these developments and further spending reductions totalling about seven-tenths of one percent (0.7%), the basic cost to operate City government in this Revised Budget proposal would increase by 5.1% over the 1983 Budget. Within this increase, appropriations for CIP Annual Building Maintenance have been increased from \$15,000 to \$371,000 to provide for an increase in maintenance and repair of our schools and other buildings. With the projected increase in revenues, basic municipal operations would require no increase in the projected 1984 property tax rate.

I am, however, recommending, that an additional \$800,000 be appropriated for two (2) specific purposes. First, I am recommending that \$500,000 be included toward the cost of a change in pay period for teachers. Secondly, I am requesting that \$300,000 be made available to help make City operations more efficient. This Efficiency Program account would be used for management and employee incentives, purchase of word processors, micro-computers, and business technology, and other programs which would clearly reduce the future cost of City operations. This program would be administered through this Office with and through a Committee consisting of the Mayor, City Coordinator, City Finance Officer, Information Systems Director, and Assistant Superintendent of Schools.

With these two (2) additional items, I am projecting a 1984 Property Tax rate of \$82.33 per \$1,000, an increase of \$1.18 or 1.5% over the 1983 rate.

This proposed Revised 1984 Budget has come as a result of many long hours by Mr. Badolati, Mr. Acorace, Mrs. Roy, Mr. Hoben, the staff of this office, and the department heads. The use of a microcomputer has been an essential part of preparation of the Budget, and has allowed for us to more closely determine the true cost of our various operations.

The Budget process is a continuing one, and will require careful monitoring of both spending and income. While this Budget is tight, it is both realistic and achievable. To this end, the continuing cooperation of the Board, key staff, and the departments will be required.

Mayor Shaw presented the Budget advising that in Aviation the policy of requiring Department to operate from revenues generated at the Airport, increasing reimbursement from MAA Special Funds by \$168,845.; that in Building I have increased Estimated Revenues from permit fees to reflect 1983 actuals and continuing strong development activity; that in Cemetery I increased Estimated Revenues from Cemetery Trust funds by \$154,000 to bring cemetery operations closer to becoming self-sufficient; that in City Clerk's I eliminated one (1) position due to non-filling of planned vacancy, eliminated 2 full-time and 2 part-time positions in Municipal Facilities due to required closing of Public Comfort stations, and transferred 5 positions from City Clerk to Tax Collector for auto registration; that in Finance I eliminated 2 positions in Parking Meter due to closing of Merrimack Common lot, reduced Data Processing account, increasing Information Systems Department budget accordingly to eliminated need for data processing service bureau; that in Fire I added one (1) person to Central Communications through transfer from Police, retained Ambulance Service, moving existing 16 firefighters from ambulance to line to reduce minimum staffing, and hiring 16 non-firefighting EMT's and/or paramedics at lower cost, decreasing general personnel costs by \$35,000, and will explore additional uniformed personnel within budget total to reduce minimum staffing problems; that in Health I reduced personnel costs by \$15,000 by filling school nurse vacancies with school contract nurses (180 days), and increased Estimated Revenues by \$4,000, exploring increasing fees to a level where food service inspection costs are borne through license revenues; that in Highway I reduced personnel costs by approximately \$200,000 to reflect 1983 actual expenses rather than 1983 Budget figures, and reduced Snow Removal (hired trucks) from \$150,000 to \$100,000 (1983 Expenses 49,000); that in Information Systems I added one person (1) to accelerate conversion of financial systems from service bureau to in-house operation; that in Library I decreased personnel costs by \$10,000, recommending existing vacancy be eliminated; that in the Mayor's budget I reallocated costs, reducing payroll and operating expenses to allow for purchase of computer equipment; that in Parks & Recreation I increased Estimated Revenues from recreation facilities by approximately \$21,000.; that in Planning I eliminated temporary help, pending consideration of increasing certain fees; that in Police I transferred one position to Fire-Central Communications, and increased personnel budget to reflect 1983-84 wage settlements, holding on the filling of vacancies until July; that in Public Building Services I reduced personnel costs (overtime) by \$10,000 to reflect the 1983

expenditure level; that in School I reduced total budget expenditures by \$195,000, and increased Estimated Revenues by \$261,610, to reduce net costs to City; that in Tax Collector I increased personnel through transfer of 5 persons from City Clerk (auto registration), with direction to cross-train all personnel to handle taxes and auto, and reduced temporary personnel by \$15,000, increasing efficiency due to 84 Efficiency Program; that in Welfare I reduced personnel costs by \$16,000, increasing efficiency through Non-Departmental Program, and decreased expenses by \$50,000, due to continuing low unemployment and improving economy; that in Non-Departmental, I increased CIP Annual Maintenance by \$356,000, representing proceeds from sale of buildings in 1983 and 1984 (estimated), to be used for maintenance and repair of properties, particularly schools; and added \$20,000 to a new account - Central Business Service District - for cleaning and maintenance of Downtown area, to be offset by revenues from special assessments against abutting properties. Mayor Shaw advised when all of this was done the budget came out to a zero increase, and then two items were added to the budget; \$500,000 for the teacher's salary adjustment to take care of the 21, 24 and 26 pay period; and \$300,000 to create a program for efficiency to buy micro-computers, word processors where necessary and where they would show an increase in efficiency in departments, to offer incentives to employees to come up with a number of different programs. Mayor Shaw advised we would respond to questions from the floor; that the meeting is now open to the public; that each person wishing to speak is requested to step to a microphone, when recognized, and announce their name and address in a clear, loud voice for the record; that each person wishing to speak will be given one opportunity to do so until everyone has been heard, at which time we will allow further questions.

Elise Hood, 85 Hemlock Street, was recognized and stated:

I would like to say thank you to Pat Hammond - there is someone who is keeping the public very well informed, and I really appreciate it. The summary of the School Departments School Board Meetings have been a big help. It really makes me think that it is government by the people in this city, and that is great. I ask all the Aldermen to please go with that increase for the School Maintenance Budget line item, from the \$15,000 to the \$371,000. If you go into the schools in your area, you will see that every penny of it is needed desperately. I appreciate Mayor Shaw's support of the fact that every child in this city deserves to be in a decent building.

Emile Beaulieu, 1160 Somerville Street, was recognized and stated:

I would like to commend Mayor Shaw and the Aldermen for giving an increase where it was needed to supply the needs of the educational system in various departments. I would hope that the City Fathers and the Mayor would continue to provide the proper maintenance for education, our bridges. There are doors of the Highway Department that are very dangerous about a year ago, and it would take several thousand dollars to maintain that for the safety of the Highway Department employees, this should be looked at. We would hope that the growth within the community from when Mayor Stanton and I were here would continue with the Greater Manchester Industrial Corporation. I would hope that the community would continue investing in our Downtown area and in other areas in the community. The City has to invest, at times, to have community growth. We have a development coming in shortly with the Merchants Savings Bank, and I would hope that the Board of Mayor and Aldermen would look at that favorably. It may displace some people in that location, but the Manchester Housing will work with people to relocate them. There has been an on-going study within CIP with Bridgett Jette and the Fire Department on the Ambulance Service; even though you are looking for EMT's to free up Fire Department employees, I think the original intent was for the City to go along with going out for private contract which would mean there would be fewer employees, freeing up fire department employees for the fire department. I believe if you continue to pursue without making a total commitment at this time along with people who have worked on it very hard, you will find that if the city can go out and give this out to private contract, we will be able to save more lives with paramedics. I would hope that the Board of Mayor and Aldermen would look at that very seriously, because I believe if you hire EMT's on the payroll, you may be creating a new department.

Donna Beth Murphy, 33 Cloyd Street, was recognized and stated:

I teach at Webster School and I am the President of the Manchester Education Association. I would like to thank the Mayor for the \$500,000 that he is suggesting be placed back in the budget which would fund the salaries of teachers from September through December who might otherwise need to be layed off as of the day after tomorrow, were that money not included. I know that Mr. McLaughlin and his School Board is sitting down right now discussing laying off about 40 teachers as it stands, to let teachers who are on leave of absence now, come back into the system in September. This would have meant another 100 or 125 teachers being layed off if you are not willing to include additional funds to fund the contract which you gentlemen signed off on for the teachers back in September. I would also like to join Elise Hood, who is with our School Volunteers, who thanked the Mayor for spending some money on building maintenance in the schools. I had a classroom where a bulletin board fell on a child because it wasn't secured to the wall well, and we just didn't have the money to have it secured well. It is too bad when that kind of thing happens. It would be nice to have some building maintenance monies to be able to do some things in our school buildings.

Leo Bernier, 433 Youville Street, was recognized and stated:

In looking over the budget, I just asked to make some rearrangements. It is not an increase or decrease in the budget, but I have asked you to take some monies away from Manchester Gas, the oil companies or the public utilities and rearrange it and put into nursing care. I think, in the near future, you are going to see an increase in the cities share of these nursing homes, so I want to readjust the money so I won't come back to the Board in six months and ask for the changes to be made or the transfer of funds.

Mayor Shaw commented:

The total budget is down about \$150,000 from prior years, but that has to do with the economy more than anything else. The gamble of the fact is that even though you have saved all of that in the past, there is still a risk whenever you are dealing with people's problems. In talking about Welfare's personnel needs, it is not stated that a caseworker is not what you need, but that you might be able to restructure the city itself, so you can obtain the caseworker but we won't have to pay the extra person.

Leo Bernier stated:

I think that 1983/1984 will be a good year for the City in a sense helping our less indigent, but I think in 1985/1986 we will probably see an increase in those areas.

John Batalis, former Aldermen, was recognized and stated:

I am again pleading for the Public Comforts. It seems that it is a measly amount of money to close down the Comfort Station for not only a certain few people, but it concerns all of the citizens in the City. It is not an individual project, all people of our fair City utilize it at one time or another. For the amount of money on the tax rate, \$0.10, it would go up to \$1.23. If they convert the parking lot into a park, I believe the Comfort Comforts will be all the more needed for the elderly people who are going to sit there during the summer admiring the Center of New Hampshire and all of a sudden they have to go somewhere.

Mayor Shaw commented:

One of the reasons we are closing the Public Comforts is that in order to comply with the law, we would have to provide handicap access. Are we providing a facility across the street within a very short time?

John Hoben was recognized and stated:

As part of the Center of New Hampshire Project the bus terminal facility is being developed and is under construction now. It can be reached by crossing the street. It will be located beyond Granite and Canal Street.

John Batalis commented:

That is going to be a long way to go if someone is in a hurry.

Laurette Dionne, 186 Beech Street, was recognized and stated:

I want to talk on the Comfort Station. I am here to represent the elderly and the women with little children especially. I have also seen bus drivers, where will they all go. You are driving people away from the Downtown more and more all the time. Ramps can be installed very easily. I see in your budget where you say you need \$20,000 to clean the City. You will need for than \$20,000 to clean the City once the Comfort Station are gone. The building is in wonderful condition, the plumbing, the walls, the floors. You have good attendants who keep everything clean. You have the land to put the ramps if you wanted to. This is the third time that I fight this. I have my rights, I am a citizen, I pay taxes. A lot of people pay taxes and should be given the service. If you remove the Comfort Station you will be very sorry, but it might be too late and it will cost you more money in the long run.

Mayor Shaw commented:

The facility will not be removed, so there is always room to change.

Albert Ayers, 130 W. Clark Street, was recognized and stated:

I had a lot to say on this matter, but that lady said it very nicely. I am against the closing of the Comfort Stations too. The only two free Comfort Stations that we have in this City of Manchester. I think it is disgraceful shopping in this town, we will take a group of kids down to the Plaza and there is nowhere for them to go. You take them to picnic areas, we should be thinking of increasing the number of Public Stations, not eliminating the only ones we have. We are driving people to the shopping areas, to the Malls, not downtown shopping. What that lady said is true, there are a lot of people in this City who use those Comfort Stations a lot worse off than we are in this room. Some of them don't even have homes and they use that place. I don't think we should close them at all, in fact we should provide more of them in the City.

Jean Tsetsilas, 331 E. High Street, was recognized and stated:

We are spending all kinds of monies on development projects within Manchester, I think we should keep the Public Comfort Stations for \$40,000. You said you were not going to eliminate jobs, and you are eliminating 2 full time and 2 part time positions and you raised the budget, you said you were not going to raise the budget.

When all wishing to speak had been heard, on motion of Ald. McDonough duly seconded by Ald. Gimas it was voted to refer the Resolution back to the Committee on Finance for further consideration. There being no further business to come before the Board, on motion of Ald. Gimas duly seconded by Ald. Dwyer it was voted to adjourn.

A true record. Attest.

[Signature]
City Clerk

Hillsborough, SS
State of New Hampshire

March 9, 1984

Personally appeared before me, Leo Kanteres, a member of the Board of Cemetery Trustees and subscribed to the oath of office as prescribed by law.

s/ Jane St. Jean
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

March 20, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Gimas.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Shaw, Ald. Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Rinker.

Minutes
Accepted

On motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted to accept minutes of meetings of the Board of Mayor and Aldermen dated January 17, February 7, 21, 28 and March 6 and 12, all Aldermen having previously been furnished copies.

Pole Location

Pole location, manhole location, buried conduit petitions, New England Telephone petition #921157 was presented as received. On motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to grant the prayers of the petitioners under the supervision of the Department of Highways.

Granted

Sidewalk Imp.
Petitions

Sidewalk Improvement Petitions were presented as received:

Ben R. Morin, 766 Hayward Street
Alfred C. Carson, 765 Union Street

Granted

On motion of Ald. Osborne duly seconded by Ald. Carignan it was voted to grant the prayers of the petitioners under the direction of the Department of Highways.

Under the rules the following items were referred to Committee on Bills on Second Reading:

Rezoning request of Vincent A. Wenners, Jr., Attorney for Thomas King, on a parcel of land located adjacent to Leda Lane, from R-1A to R-3.

Rezoning request of Roland A. and Lucille P. Boucher on a tract of land north of Woodbury St., bounded on the west by Wheelock Street, so-called and on the north by Frederick Street, from R-2 to R-1B.

Rezoning request of Joseph Millimet, Attorney for Cashew Realty Trust on a parcel of land generally bounded by Second Street, Woodbury Street, relocated, back street easterly of So. Main and Schiller Street from B-3, R-2 and R-3 to B-2.

Communication was presented from Romi Theodore, President of the Place relative to Dance Halls paying a \$10.00 per night dance fee. Following brief discussion, on motion of Ald. Osborne duly seconded by Ald. Gimas it was voted to refer to Bills on Second Reading.

Communication was presented from Department of Highways relative to Wastewater Agreement - Stebbins Associates Inc. and the City of Manchester advising it is the recommendation of the Highway Commission and its Staff that the Board release the slope easement subject to satisfying the Manchester Planning Board as to site engineering and approve the Wastewater Service Agreement, authorizing the Mayor to execute the same. On motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted to accept the recommendation of the Department of Highways subject to final approval by the City Solicitor.

Communication was presented from Manchester Water Works relative to cost-of-living increases for members of the old pension plan, together with copy of the opinion of the City Solicitor's Office that the only procedure available to allow a cost-of-living increase for retirees under the old retirement system is by charter amendment. Mr. Bourque advised that the last time the Charter was amended to do this was in 1961, and that put a \$1,200. bottom on it; that this would have to be increased. Ald. Gimas commented that this was terrible, the Mayor advising that they have been checking on this and find that some people receive as little as \$0.74 per week. Ald. Thibault advised that some of the old firemen are getting very small checks per week as well, so that we should look at them as well. Mayor Shaw stated that the intent would be to look at all of them. Ald. McDonough advised he felt this was a complete disgrace to strip a man of dignity and self-respect; that he felt we should move, the Charter notwithstanding, that the adjustment be made so that these people would get the same as the current cost of living adjustment; that I make that motion now. Ald. Gimas commented that if we go along with that motion, it might be killed the following year; that we should make a motion where it will stay so we won't have to vote on it every year. Ald. McDonough advised that this man has worked over 20 years for the City and it is almost 30 years since he retired, so he must be 75 or 80 years old, and he may be buried before that Charter becomes changed. Mayor Shaw suggested sending this to someone to study and bring back recommendations as to how much we should give. On motion of Ald. Thibault duly seconded by Ald. Cashin it was voted to refer this to the Administrative Committee for study to report back to the Board within 30 days with their recommendation.

A Report of the Committee on Administration was presented wherein they respectfully advise they have considered the operating hours of certain offices in City Hall and City Hall Annex which are presently open for business until 7:00 P.M. on Thursday evenings and recommends,

Ref.Bo2R

Cm.fr.Romi
Theodore

Ref.Bo2R

Cm.fr.Highway
Dept.

Voted

Cm.fr.Manche
Water Works

Ref.Administra-
tive Comm.

Rep.Cm.
Administration

after due and careful consideration, that the offices close at 5:00 P.M. on Thursdays to provide more efficient coverage in daily operations. Ald. Crotty moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. McDonough. Ald. Cashin advised he had a problem with this as the people living out of town will have a difficult time getting services since we are not open on Saturday. Mayor Shaw advised that there are very few people coming in on Thursday nights yet we have at least 15 people working during that time; that we don't pay extra for this time, so everybody takes a longer lunch hour to compensate for this time, therefore we are short-handed during lunch hours; that the trade-off is that during lunch hours, and maybe opening earlier in the morning in car registrations, we would actually help more people than would be hurt. Ald. Cashin advised that he would support this providing that if it causes any major inconvenience to our citizens, that we reconsider. Ald. Dwyer commented he had a problem with this as he works in Concord and could not pay any of his taxes with these new hours, Mayor Shaw advising that this could be done by mail. Following further brief discussion, on the motion it was so voted.

AccRecAdopted
Rep.Cm.Bo2R
Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-4 (Multi-Family Residential) Zoning District within the vicinity generally bounded by Front Street, Country Club Drive, Delia Drive, and land now or formerly of the State of New Hampshire"

be deemed inexpedient to legislate and, further, that a proposed Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3A (Special Multi-Family Residential) Zoning District within the vicinity generally bounded by Front Street, Country Club Drive, Delia Drive and land now or formerly of the State of New Hampshire"

be ordered to a Public Hearing to be held on Monday, April 9, 1984, at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Carignan duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted
Rep.Cm.Bo2R
Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the Three-Family Residential (R-3) zoning district within the vicinity generally bounded by Hayward Street, Wilson Street, the Portsmouth Branch of the Boston and Main Railroad and Hall Street and currently zoned General Industrial (I-3)"

be ordered to a Public Hearing to be held Monday, April 9, 1984, at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Osborne duly seconded by Ald. Pepino it was voted that the report of the Committee be accepted and its recommendation adopted.

AccRecAdopted
Rep.Cm.Bo2R
Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Three Family Residential) Zoning District within the vicinity generally of Wellington Road and Edward J. Roy Drive"

OughtToPass
AccRecAdopted
Rep.Cm.Bo2R

ought to pass. On motion of Ald. Crotty duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Chapter 14 of the Code of Ordinances be

amended by inserting a new division, as follows:

Division 3.1 RESTAURANT DANCE AND ENTERTAINMENT LICENSE

Sec. 14-57.1 License Required

Notwithstanding any other licensing ordinance, a duly licensed Class I and Class II restaurant in the City of Manchester may allow dancing and entertainment upon obtaining an annual restaurant dance and entertainment license from the City Clerk

Sec. 14-57.2 Application, Fee, Term

The application for a restaurant dance and entertainment license shall be made to the City Clerk upon forms to be determined by the City Clerk. The license fee shall be \$150.00 and the license shall expire annually on April 30th.

and, further, that Chapter 14 as so amended ought to pass. On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations be adopted.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommends, after due and careful consideration, that an Ordinance

"Amending Sec. 4-25 Notice, Redemption of Impounded Dogs, of the Code of Ordinances" ought to pass. On motion of Ald. McDonough duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Chapter 14, Article IX, Division 2 Taxicabs of the Code of Ordinances" ought to pass. Ald. Crotty inquired if the new taxicab company was going to be grandfathered in, Ald. Cashin advising that he would not be affected by this at all. Mayor Shaw advised that every company has to meet the insurance requirements. On motion of Ald. Cashin duly seconded by Ald. Burkush it was voted that the Report of the Committee be accepted and its recommendation adopted.

Resolution:

"Authorizing short-term notes or a short-term lease agreement in the amount of \$175,000. for purchase of a Landfill Compactor"

On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to read by title only. Under the rules the Resolution was referred to the Committee on Finance.

Ordinances:

"Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Three Family Residential) Zoning District within the vicinity generally of Wellington Road and Edward J. Roy Drive"

"Amending Chapter 14 by inserting a new Division 3.1 Restaurant Dance and Entertainment License"

"Amending Sec. 4-25 Notice, Redemption of Impounded Dogs, of the Code of Ordinances"

"Amending Chapter 14, Article IX, Division 2 Taxicabs of the Code of Ordinances"

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only. These Ordinances having had their second reading by title only, on motion of Ald. Burkush duly seconded by Ald. McDonough it was voted on passing same to be enrolled.

Mayor Shaw called a recess to permit the Committee on Enrollment and Finance to meet.

Mayor Shaw called the meeting back to order.

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

OughtToPass

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

OughtToPass

AccRecAdopted

Resolution

ByTitleOnly

Ref.Cm.Finance

Ordinances

ByTitleOnly

Passed to be
Enrolled

Recess

Order

Rep.Cm.Enroll-
ment
Ordinance

A Report of the Committee on Enrollment was presented wherein they respectively advise, after due and careful consideration, that Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1A (One Family Residential) zoning district in the vicinity generally, easterly of Bodwell Road presently zoned I-2 (Industrial Park) and by establishing an R-3 (Three Family Residential) zoning district in the vicinity generally, westerly of Bodwell Road presently zoned I-2"

Properly
Enrolled
AccAdvAdopted

is properly enrolled. On motion of Ald. Osborne duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its advisement adopted.

Rep.Cm.Finance
Resolution

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

"Authorizing short-term notes or a short-term lease agreement in the amount of \$175,000. for purchase of a Landfill Compactor"

Ought to pass
AccRecAdopted

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.Finance
Resolution

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

"Amending a Resolution entitled 'Raising Money and Making Appropriations for the Year 1984'"

Ought to pass

as further amended to appropriate the sum of \$81,883,948. plus the Hillsborough County Tax, ought to pass. Mayor Shaw advised the \$25,000. amendment is on the City Clerk's Municipal Facility Budget. On motion of Ald. Burkush duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted
Ordinance

Ordinance:

"Amending the Zoning Ordinance of the City of Manchester by extending the R-1A (One Family Residential) zoning district in the vicinity generally, easterly of Bodwell Road presently zoned I-2 (Industrial Park) and by establishing an R-3 (Three Family Residential) zoning district in the vicinity generally, westerly of Bodwell Road presently zoned I-2"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to read by title only.

Passed to be
Ordained

This Ordinance having had its third reading by title only, on motion of Ald. Crotty duly seconded by Ald. Gimas it was voted on passing same to be ordained.

Confirmation
J.Yakovakis, Tr
of Trust Funds

On motion of Ald. Gimas duly seconded by Ald. Pepino it was voted to confirm the nomination of James Yakovakis as a member of the Trustees of Trust Funds, term to expire March, 1990.

Nominated
P.McDonough
Brd.RegofVoters

Mayor Shaw nominated Peter McDonough to the Board of Registrar of Voters, for a term to expire May, 1987.

Nominated
A.Verville
ZngBrdAdjustment

Mayor Shaw nominated Andy Verville to the Zoning Board of Adjustment for a term to expire March, 1988.

Nominated
R.Pariseau
ZngBrdAdjustment

Mayor Shaw nominated Robert Pariseau to the Zoning Board of Adjustment, for a term to expire March, 1989.

Cm.fr.Atty
Wenners

Communication was presented from Attorney Vincent Wenness relative to a building permit issued to Robert A. Nenni prior to the area being rezoned to R-1, to construct a two family structure, and requesting that the Board of Mayor and Aldermen revoke this permit as Mr. Nenni still intends to build. Mr. Bourque advised that the City is the nominal party in the suit; that this should be referred to the Building Commissioner. Mayor Shaw commented that the person who is building

this will do so at his own risk as he is party to this suit; that he should stop if he wishes until the suit is settled; that if we make any changes, we will be party to a different suit. Ald. Gimas inquired if there was any way we could stop this man from building, Mr. Bourque advising that the Building Department could revoke the permit, but only the court could stop him. Ald. Gimas inquired if we could instruct the Building Commissioner to revoke this permit, Mr. Bourque advising that this was within the Building Commissioner's jurisdiction, not this Board's; that the Building Commissioner also received a copy of this Bill of Equity. Mayor Shaw advised this is informational; that the gentleman who sent us the letter had intended that we try to pass something to try and stop this, but there is a way for the man to address his problem, through the Court, and he has taken that step so he is protected; so if anything goes up and the Court rules, the gentlemen who is building is taking a risk.

Ald. McDonough raised question as to the policy of snow removal from Churches and Houses of Worship, many of which are located in Ward 3; that it seems that we have always removed this snow, but I received many complaints from different clerics. Frank Thomas advised that the policy has not changed; that we are trying to cut back, and we pick up snow as time permits. Ald. McDonough advised he would not like to see snow removal at any House of Worship on a selective basis; that snow removal should be blanketed for all or none; that it is difficult to explain to someone who is complaining to you that they may have done another House of Worship but you are excluded, move your own snow. Mr. Thomas advised there was no intent to slight anyone. Ald. McDonough commented that since we do some as we get to them, we must conclude that it leaves others undone; that selectivity when it comes to House of Worship is no good.

Ald. McDonough

Ald. Provencher raised the problem we are having with the Notre Dame Bridge. Mayor Shaw advised that he had just received a call from Senator Humphrey's Office saying that because the bridge has been falling this past week, that it is closer in Committee than the previously planned five years away. Mr. Thomas advised that the preliminary design is finished; that it will take one year for the final design to be completed at which time the contract would be good if the funds were available; that the southerly bridge is planned to be built first; that it will be 4 - 5 years before the Notre Dame Bridge is out of service. Ald. Provencher inquired if we could get a better date, Mayor Shaw instructing Mr. Hoben to look into this and get a more accurate date. Mr. Hoben advised that Senator Humphrey and the Governor's Office has been working on this very closely.

Ald. Provencher

Mayor Shaw distributed a draft relative to the Fair license fee under the Peddlers Ordinance advising that we are having a real problem with this fee structure which calls for \$1,000 fees for shows at the Center of New Hampshire or Armory; that I would entertain a motion that the subject of fees under the Peddlers Ordinance be referred to the Committee on Bills on Second Reading for a review with the intent of amending the Ordinance. On motion of Ald. Pepino duly seconded by Ald. Crotty it was voted to refer this to Bills on Second Reading as recommended.

Mayor Shaw

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to adjourn.

Adjourned

A true record. Attest.

Edward J. Smith
City Clerk

State of New Hampshire
Hillsborough, SS

March 16, 1984

Personally appeared before me, Hilda Fleisher, a member of the Airport Authority and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough, SS

March 19, 1984

Personally appeared before me, William Sinclair, a member of the Trustees of Trust Funds and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

SPECIAL MEETING

March 27, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Osborne.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Gimas and Dwyer.

Purpose

Mayor Shaw advised that the purpose of the Special Meeting was to finalize two Resolutions; that the budget Resolution has had a Public Hearing and favorable reports of the Committee on Finance have been heard.

Resolution

Resolution:

"Authorizing short-term notes or a short-term lease agreement in the amount of \$175,000. for purchase of a Landfill Compactor"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only.

Passed to be Enrolled

This Resolution having had its second reading by title only, on motion of Ald. Rinker duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Mayor Shaw

Mayor Shaw advised that some budget adjustments are recommended which to not change the total budget of \$81,883,949.; that he wishes to delete \$500,000. from the Non-Departmental Account for Teacher Salary Adjustment and add it to the School Budget #110 under Regular Wages; that he would like to transfer \$100,000. from the Worker's Compensation to cover additional FICA costs and special education costs of the School Department; that he would like to subtract \$200,000. from the Fire Department Salary & Wages Account and add this to Ambulance Service - Non-Departmental pending final approval. Mayor Shaw advised that if at some point in time the Aldermen decide to keep the ambulance service within the Fire Department, the money would be transferred back into the Payroll Account. Following brief discussion, on motion of Ald. Rinker duly seconded by Ald. Cashin it was voted to accept these recommendations as presented.

Voted

Resolution

Resolution:

"Amending a Resolution entitled 'Raising Money and Making Appropriations for the Year 1984'."

On motion of Ald. Rinker duly seconded by Ald. Provencher it was voted to read by title only. This Resolution having had its second reading by title only, the motion of Ald. Burkush duly seconded by Ald. Pepino it was voted on passing same to be enrolled.

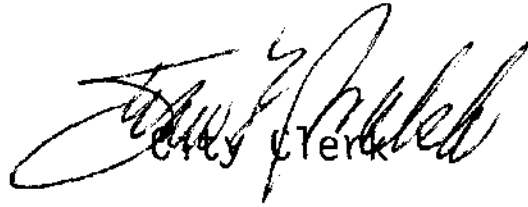
By title Only
Passed to be Enrolled

Mayor Shaw advised that this being a Special Meeting, no further business may come before the Board except with unanimous consent of all members present.

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to adjourn.

Adjourned

A true record. Attest.



State of New Hampshire
Hillsborough, SS

April 2, 1984

Personally appeared before me Thomas Ameen, Selectman, Ward 7, and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

April 3, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Burkush.

A moment of silent prayer was observed.

Ther Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Dwyer who is hospitalized in Washington, D.C. Ald. Provencher requested something be sent to Ald. Dwyer on behalf of the Board. On motion of Ald. Crotty duly seconded by Ald. Carignan it was voted that

Roll Call

Pole Petition #921189, N.E. Telephone

Pole Location

Sidewalk petitions:

Sidewalk Petitions

Ruth Jones, 233 Walnut St.
Edmond & Edward Duval, 638 Union St. & 152 Pearl St.
Richard M. Cassidy, 640 Hanover St.

be approved under supervision of Department of Highways.

Approved

Communication was presented from Attorney Robert Raiche requesting, on behalf of Mr. and Mrs. Richard Beauvais to purchase City owned land known as lots #262-262 1/2 Sewall Street. Under the rules, the communication was referred to Committee on Bills on Second Reading.

Cm.fr.Atty. Raiche

Communication was presented from YMCA requesting an easement with the City which would extend the Y's current property line to a point approximately 5 feet from the existing curb.

Ref.Bo2R

Cm.fr.YMCA

Ald. Cashin moved to grant the easement subject to review of the City Solicitor and authorize the Mayor to execute for and on behalf of the City of Manchester. The motion was duly seconded by Ald. McDonough. Ald. McDonough advised there was a meeting last Wednesday between the Mayor, the Building Inspector, City Planner, Members of the Board of Directors of the Y, their professional staff, CPA, Attorney, Architect etc., and they thrashed out all the problems that might arise so that this thing might culminate as it should; that there was a question of

whether there might be some legal ramifications, so he conferred with City Solicitor, Mr. Bourque, after the meeting and we determined that no legal ramifications would arise; that as the Y physically stands now, it is recessed more than any other building as you go westerly toward Canal Street, so in giving this easement, the sidewalk will be in keeping with the width of the sidewalk all the way down to Canal Street, so this should be no problem. On the motion it was so voted.

Voted
Cm.fr.CIP

Communication was presented from CIP advising that they have been notified by the Airport Authority that the 1984 CIP Project 7.30214 Runway 6-24 Rehabilitation has to be rescheduled for activity in 1985-86 as the necessary federal funds will not be available to finance the project this year, thus the entitlement funds originally identified for this project are available for use in other projects and requesting that they be allowed to use these funds for the acquisition of three pieces of snow removal equipment totalling \$440,000. local share \$44,000. to replace existing equipment and for this purpose an amending Resolution was presented:

Resolution

"Amending the 1984 Community Improvement Program and authorizing and appropriating Federal Aviation Administration funds in the amount of \$400,000. and appropriating matching Manchester Airport Authority funds for the purpose of "Snow Removal Equipment Acquisition"

Ref.Cm.Finance

Under the rules, the Resolution was referred to the Committee on Finance.

Cm.fr.City
Solicitor

Communication was presented from City Solicitor's Office submitting, at the request of Manchester Police and Fire Departments, a draft emergency fire lane ordinance. Under the rules, the communication was referred to the Committee on Bills on Second Reading.

Ref.Cm.Bo2R
Ordinances

Ordinances:

"Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester:

"Amend Section 18-59 of the Ordinances of the City of Manchester"

By titleOnly

On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to read by title only.

Ref.Cm.Bo2R

Under the rules, the Ordinances were referred to the Committee on Bills on Second Reading.

Recess

Mayor Shaw called a recess to permit the Committees on Finance, Enrollment and Administration to meet.

Order

Mayor Shaw called the meeting back to order.

Rep.Cm.
Enrollment
Ordinances

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

"Amending Sec. 4-25 Notice. Redemption of Impounded Dogs, of the Code of Ordinances"

"Amending Chapter 14 by inserting a new Division 3.1 Restaurant Dance and Entertainment License"

"Amending Chapter 14, Article IX, Division 2 Taxicabs of the Code of Ordinances"

"Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Three Family Residential) Zoning District within the vicinity generally of Wellington Road and Edward J. Roy Drive"

are properly enrolled. On motion of Ald. Osborne duly seconded by Ald. Carignan it was voted that the report of the Committee be accepted and its advisement adopted.

Acc.Adv.

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a supplemental pension for Sergeant Robert Stewart, 77 Bernice Ave., Manchester, N.H., age 45, a member of the Police Department for 20 years,

as follows:

Basic Annual Salary last 52 weeks	\$ 24,077.77
Half-Pay	12,038.88
State Pension less option and actuarial reduction	- 7,170.60
	\$ 4,868.28
Actuarial Reduction	- 831.49
Annual City Supplemental Pension	\$ 4,036.79

in accordance with the Agreement between the City of Manchester and the "76" Members of the Manchester Police Department, be granted and approved effective February 1, 1984. On motion of Ald. Carignan duly seconded by Ald. McDonough it was voted that the report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolution

Rep.Cm.Finance
Resolution

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Federal Aviation Administration funds in the amount of \$400,000 and Appropriating matching Manchester Airport Authority funds for the purpose of "Snow Removal Equipment Acquisition"

ought to pass. On motion of Ald. Provencher duly seconded by Ald. Osborne it was voted that the report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Administration was presented wherein they respectfully recommend, after due and careful consideration, that the following Tag Day requests

Rep.Cm.
Administration

Trinity High School	Saturday	April 21
Sacred Heart Youth Group	Saturday	May 12
Manchester East Little League	Saturday	June 9
Manchester Vikings Pony League	Saturday	June 23
Manchester Jr. Soccer League	Saturday	September 8
Naval Junior ROTC	Saturday	October 13

be granted and approved under the rules and regulations set forth by the Board of Mayor and Aldermen. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Resolution:

Resolution

"Amending the 1984 Community Improvement Program and authorizing and appropriating Federal Aviation Administration funds in the amount of \$400,000 and appropriating matching Manchester Airport Authority funds for the purpose of "Snow Removal Equipment Acquisition"

On motion of Ald. Rinker duly seconded by Ald. Osborne it was voted to read by title only.

ByTitleOnly

On motion of Ald. McDonough duly seconded by Ald. Thibault it was voted to suspend the rules and place this Resolution on its second and final reading by title only.

SuspendRules
2nd&final
reading
ByTitleOnly

Following the second and final reading by title only, on motion of Ald. Cashin duly seconded by Ald. Rinker it was voted on passing same to be enrolled under suspension of the rules.

Passed to be
Enrolled

Ordinances:

Ordinances

"Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Three Family Residential) Zoning District within the vicinity generally of Wellington Road and Edward J. Roy Drive"

"Amending Chapter 14 by inserting a new Division 3.1 Restaurant Dance and Entertainment License"

"Amending Sec. 4-25 Notice, Redemption of Impounded Dogs, of the Code of Ordinances"

"Amending Chapter 14, Article IX, Division 2 Taxicabs of the Code of Ordinances"

ByTitleOnly

On motion of Ald. Osborne duly seconded by Ald. Burkush it was voted to read by title only.

Passed to be
ordained

These Ordinances having had their third and final reading by title only, on motion of Ald.

Burkush duly seconded by Ald. McDonough it was voted on passing same to be ordained.

Tabled Matters

Tabled Matters:

RoadHearing
3/6/84

The following requests for street discontinuances were tabled at a Road Hearing held March 6th:

Canal Avenue, Connecticut Avenue, Baker Street

Voted

On motion of Ald. Crotty duly seconded by Ald. Pepino it was voted to take these matters from the table.

Com.fr.Water
Works

Communication was presented from Water Works relative to release and discharge from public servitude of a portion of the Canal Avenue Roadway/Bridge advising of problems and presenting estimated engineering and construction costs, further, recommending that the petition for release and discharge be approved. Mr. Beaurivage, from Water Works, advised that it would cost \$30,000. to \$35,000. to make this bridge passable for vehicles, and approximately \$2,500. to make the bridge passable for pedestrians. Ald. Cashin advised that this was valuable land and people should be able to use it, and he moved to deny the recommendation from Water Works. The motion was duly seconded by Ald. Thibault and it was so voted.

CanalAvenue

Denied

Com.fr.Planning
Dept.

Communication was presented from Planning Department relative to petition seeking layout and discontinuance of Connecticut Avenue advising that concerns raised by abutters have been resolved and recommending approval of the petition as outlined. On motion of Ald. Carignan duly seconded by Ald. Pepino it was voted to grant petition as recommended by the Planning Department.

Connecticut
Ave.
Granted

Com.fr.Planning
Dept.

Communication was presented from Planning Department relative to petition seeking discontinuance of a certain portion of Baker Street which was tabled pending resolution of certain concerns with the owner of the site of the former Socony Mobil Oil Co., together with attachment whereby the petitioner has indicated willingness to have consideration limited to only that portion of Baker Street on which Carolyn Morrisette owns both sides of the frontage, advising that their earlier recommendation is still valid in relation to the revised portion of Baker Street, however, further recommending that the balance of the area included in the original petition be denied with further consideration to be preceded by a new submission. On motion of Ald. Burkush duly seconded by Ald. Rinker it was voted to grant petition as recommended by Planning Department.

Baker St.

Granted

Confirmation
P.McDonough
Bd.Registrars

On motion of Ald. Pepino duly seconded by Ald. Carignan it was voted to confirm the appointment of Peter McDonough as a member of the Board of Registrars, term to expire May, 1987.

Confirmation
A.Verville
ZoningBd
Adjustment

On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted to confirm the appointment of Andre Verville as a member of the Zoning Board of Adjustment, term expiring March, 1988.

Ald. Gimás advised that Mr. Verville had to be out of town and apologized for not being here.

Confirmation
R.Pariseau
ZoningBd
Adjustment
Nomination
H.Spevack
Fire Comm.

On motion of Ald. Burkush duly seconded by Ald. McDonough it was voted to confirm the appointment of Robert Pariseau as a member of the Zoning Board of Adjustment, term expiring March, 1989.

Mayor Shaw nominated Harry Spevack to the Board of Fire Commissioners, for a term to expire May 1, 1987.

Communication was presented from John Hoben, City Coordinator, advising that as part of the Highway Department's Community Improvement Program Project, North River Road reconstruction will be \$333,000 based on a low bid from Pike Industries, funding for this project to be provided through Additional Gas Subsidy Funds received from the State for use in the Street Reconstruction Program, and further, that the approved Street Reconstruction Program for Campbell Street Project is now underway at a cost of \$50,000. as the Highway Department is doing the project "in house". Being informational, the communication was received and filed.

Cm.fr.J.Hoben

R&F

Ald. Provencher expressed concern with the motion made in regards to the Canal Avenue Roadway/Bridge, requesting clarification of the motion. Ald. Cashin advised he feels the land should be used, and if the Water Works concurs, then maybe we can work something out for \$2,500. Mayor Shaw suggested they meet with Mr. Elwell to find a way to come up with the \$2,500., Ald. Cashin concurring with this idea as there is evidently a problem with it being right by the dam and it might cause some hazards.

Ald.Provencher

Canal Ave.

Ald. Gimas advised he had received a letter from Town and Country Taxi, and inquired what was going on with this new taxi company in town; that Town and Country claim that this new company has been breaking the law. Mr. Clark, Assistant City Solicitor, advised he had also received a copy of the Investigative Report and had received a call from Mr. Borgo's attorney and he advised him that this should be sent to the Committee on Administration. Mayor Shaw advised that what Mr. Borgo wants is for the Police to enforce any rules being broken; that he advised him that this is a private matter, and if he is aware of any laws being broken, he must report it and sign a complaint. Ald. McDonough advised that he felt this was harassment; that the person who is being tailed does not have the funds to do likewise to the competition. Mayor Shaw advised that under the new Ordinance that we passed we have made it safer for the public, and that since this gentlemen complies with the City's rules and regulations, he is entitled to run a taxicab company. Ald. Crotty suggested referring this letter to the Police Department, Mayor Shaw advising they already had a copy. Ald. Cashin commented this was harassment, and he moved to receive and file the report. The motion was duly seconded by Ald. Crotty. Ald. Osborne commented that he felt the problem is that this new cab company is using a second cab without a permit. Ald. McDonough moved to the question. On the motion to receive and file it was so voted.

Ald.Gimas

R&F

Mayor Shaw advised he would like to call an Executive Session under RSA 91:43 for the purpose of discussing negotiations with Wilbur Jenkins. On motion of Ald. Rinker duly seconded by Ald. Burkush it was voted to go into Executive Session.

Executive Session

Voted

Mayor Shaw called the meeting back to order.

Order

The Clerk advised that in Executive Session, on motion of Ald. Crotty duly seconded by Ald. Burkush it was voted that Memorandum of Agreement of Negotiated Settlement between the City of Manchester, New Hampshire Aldermanic Negotiating Team and United Steel Workers of America, Local 8938, Water Works Bargaining Unit be approved.

Memo.of Agreement

On motion of Ald. Crotty duly seconded by Ald. McDonough it was voted to lift the overnight parking ban on April 15th. Ald. Carignan, Pepino, Burkush and Cashin recorded as opposed.

Overnight Parking Ban Voted

The Board concurred that the Highway Department should get to the street cleaning as soon as possible.

Adjourned

There being no further business to come before the Board, on motion of Ald. Thibault duly seconded by Ald. Gimas it was voted to adjourn.

A true record. Attest.

Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough SS

April 5, 1984

Personally appeared before me, Robert Pariseau, a member of the Board of Adjustment and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

April 10, 1984

Personally appeared before me, Andre Verville, a member of the Board of Adjustment and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

April 11, 1984

Personally appeared before me, James Yakovakis, a member of the Trustees of Trust Funds, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

April 11, 1984

Personally appeared before me, Peter McDonough, a member of the Board of Registrars and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

BOARD OF MAYOR AND ALDERMEN

April 17, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

Roll Call

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Dwyer.

Mayor Shaw

Mayor Shaw advised that Ald. Dwyer was still hospitalized in Washington having tests.

Troup 118
St. Anthony's

Mayor Shaw advised that Troup 118 from St. Anthony's were present studying government for their merit badges, and requested they rise to be recognized.

SidewalkImp
Petitions

Sidewalk Improvement Petitions were presented as received:

Leopold R. Trembley	563 Amory St.
Albert J. Bellemore	22 Walnut St.
Arthur Provost	16 Jewett St.
David Larochelle	16 Jane St.

Granted

On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted to grant the prayers of the petitioners under the supervision of Department of Highways.

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. The communication was received and filed.

Cm.fr.Ex.Cn.
Georgopoulos
R&F

Warrant for collection of sewer charges Levy, Quarter #2, in the amount of \$17,253.37 was presented as received. On motion of Ald. McDonough duly seconded by Ald. Carignan it was voted to commit the Warrant to the Tax Collector for collection under the hand and seal of the Board of Mayor and Aldermen as amended abating \$547.79 therefrom paid since preparation.

SewerWarrant
Collection

Voted as
Amended

Communication was presented from John Grogan, Planning Director, relative to the petition for discontinuance of certain passageways in the block bounded by Elm, Prospect, Harrison and Chestnut Streets which were tabled at a Road Hearing held March 6th in order to resolve certain details and accommodate the interests of abutters, advising that these details have been resolved and recommending approval of a portion of the original petition relating to Way #1, reserving to the City certain utility easement rights and further recommending that the balance of the areas included in the petitions be considered denied or received and filed with further consideration to be preceded by new submission. On motion of Ald. Osborne duly seconded by Ald. Burkush it was voted to take this petition from the table. On motion of Ald. Burkush duly seconded by Ald. Carignan it was voted to accept the recommendation of the Planning Director that the portion of the petition relating to Way #1 be approved, reserving to the City certain utility easement rights. Mayor Shaw advised that the balance of the areas included in the petition be considered denied or received and filed with further consideration to be preceded by new submission.

Cm.fr.J.Grogan

Voted take
from Table

Voted

Communication was presented from Ald. John McDonough expressing concern for the need of office space for the City's various agencies and departments, advising there are several sites on the market in the immediate vicinity of City Hall and requesting to explore the possibility of acquiring whatever proves most advantageous. Ald. McDonough advised that the need is there, and it is imperative that we act, and it is incumbent upon us to take it up at the earliest possible date in the Lands and Buildings Committee. Mayor Shaw distributed a draft put together by John Hoben addressing the City's space problems, to make the Board aware that they are working on this problem. The communication was referred to the Committee on Lands and Buildings.

Cm.fr.Ald.
McDonough

Ref.Cm.L&B

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that rezoning an area generally bounded by Second, Schiller, Main and Woodbury Streets to a B-2 zoning district as requested by Joseph A. Millimet, Attorney for Cashew Realty Trust, be denied, and further, that the Board of Mayor and Aldermen reaffirm action taken at a meeting held October 18, 1983 when the recommendation that any petition for rezoning this area was not to be considered again for at least one year was adopted. On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted.

Rep.Cm.Bo2R

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend after due and careful consideration that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester" adopting new classification of position schedules and establishing a new salary schedule for temporary seasonal employees, a new Class Code and salary schedule for School Nurse, School term only and changing Class Code for Fleet Manager from 40 hours to No Hours per week and

Ordinance an Ordinance

"Amending Section 18-59 of the Ordinances of the City of Manchester"

relative to temporary and season employees, ought to pass. On motion of Ald. McDonough duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.Bo2R A Report of the Committee on Bills on Second Reading was presented wherein they respectfully

Ordinance recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-3A (Special Multi-Family Residential) Zoning District within the vicinity generally bounded by Front Street, Country Club Drive, Delia Drive, and land now or formerly of the State of New Hampshire"

be deemed inexpedient to legislate and, further, that the petitioner be advised if the sewer interceptor is constructed, the Committee will again hear the request. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Bo2R A Report of the Committee on Bills on Second Reading was presented wherein they respectfully

Ordinance recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the Three-Family Residential (R-3) Zoning District within the vicinity generally bounded by Hayward Street, Wilson Street, the Portsmouth Branch of the Boston and Maine Railroad, and Hall Street and currently zoned General Industrial (I-3)"

Ought to pass ought to pass. Ald. McDonough moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Thibault. Mayor Shaw inquired if the Chairman had received a letter from International Paper. Ald. Rinker advised he did receive a letter from them after the Public Hearing, which did not say anything different from what they expressed at the Public Hearing; that we took their concerns into consideration, and the Alderman from that Ward has no problem with the zoning change; that the Planning Board recommended in favor of this zoning change. There being no further discussion, on the motion it was so voted.

AccRecAdopted

Rep.Cm.CIP A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that a Central Business Service District Advisory Board be formed in accordance with RSA Chapter 109, 31:122 (II) to recommend district boundaries and select services and levels of service within the district, and, further recommends that the following seven (7) members, six (6) of whom are owners and/or tenants in the central business district, be appointed to the Advisory Board:

Steven Camann Dunkin Donuts 1001 Elm Street Manchester, NH 03101	Michael B. Ingram Comprehensive Management Group 864 Elm St. Manchester, NH 03101	Jay L. Marden, President Heritage & Company 795 Elm St., Rm 504 Manchester, NH 03101
William McQuade, President McQuade's Department Store 844 Elm St. Manchester, NH 03101	Peter Morgan Morgan-Hale 116 Lowell St. Manchester, NH 03104	Richard S. Trudella, Property Manager The Guitierrez Company 2 Burlington Executive Center 111 Middlesex Turnpike P.O. Box 542 Burlington, MA 01803
Clement Lemire, Supt. Parks & Recreation Department 625 Mammoth Road Manchester, NH 03103		

AccRecAdopted Ald. Burkush moved that the Report of the Committee be accepted and its recommendations adopted.

The motion was duly seconded by Ald. Carignan. Ald. Pepino inquired when they would be coming in with the next report, Mr. O'Shaughnessy advising that no particular schedule of events has been established. On the motion it was so voted.

A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that the Greater Manchester Industrial Corporation (GMIC) be authorized to pursue a course of action as set forth on the attached and to use existing GMIC funds to finance the same. On motion of Ald. Rinker duly seconded by Ald. Cashin it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.CIP

AccRecAdopted

A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that the Housing Rehabilitation Loan Program be revised and amended so as to allow for gap financing for group homes for low income, handicapped and/or special needs persons in eligible areas, and for this purpose there is attached hereto a revised scope of services for said program. Ald. Burkush moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Crotty. In response to inquiry from Ald. Provencher, Mr. O'Shaughnessy advised that this concerns the same four target areas that we have been working in; that the Board can expand the areas of eligibility at any time; that these areas must be compact and of moderate income. On the motion it was so voted.

Rep.Cm.CIP

AccRecAdopted

A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that the City Coordinator with the support of the Planning Department, Finance Department and City Clerk undertake an examination within the next thirty (30) days of the City's parking program which would include construction of additional public parking facilities and alternative methods of financing. This examination should also explore future revenues and expenses from parking, the rate, structure, and financial management options. On motion of Ald. Gimás duly seconded by Ald. McDonough it was voted that the Report of the Committee be accepted and its recommendations adopted.

Rep.Cm.CIP

AccRecAdopted

A Report of the Community Improvement Program Committee was presented wherein they respectfully advise, after due and careful consideration, that it has scheduled a Public Hearing on the Washington Street Development Project to be conducted by the CIP staff and held on Thursday, April 19th at 7:30 P.M. in the Aldermanic Chambers. On motion of Ald. Osborne duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its advisement adopted.

Rep.Cm.CIP

AccAdvAdopted

A Report of the Committee on Insurance was presented wherein they respectfully advise, after due and careful consideration, that it has approved and authorized a negotiated 11.3% rate increase under the contingent premium plan with Blue Cross/Blue Shield for a period of one year beginning May 1, 1984, as recommended by the City's Health Insurance Consultant. On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its advisement adopted.

Rep.Cm.
Insurance

AccAdvAdopted

A Report of the Committee on Insurance was presented wherein they respectfully recommend, after due and careful consideration, that Ald. Burkush, Chairman, be authorized to attend a Risk

Rep.Cm.
Insurance

Management Conference in Orlando, Florida scheduled for May 29 through June 1, recommended by the Mayor as an excellent opportunity to observe cost containment practices of other municipalities in the areas of Health, Workers Compensation, Liability Insurances, etc., which will be beneficial to the City, at a cost not to exceed \$700.00 for travel, registration and per diem expenses, funding for which will be made available from existing travel accounts in departmental budgets as follows:

Aldermen	\$ 150.
Mayor	150.
Insurance Division	200.
City Solicitor	<u>200.</u>
Total	\$ 700.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted
Ordinance

Ordinance:

"Amending Section 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

ByTitleOnly

On motion of Ald. Osborne duly seconded by Ald. Crotty it was voted to read by title only.

Ref.Cm.Bo2R

Under the rules, this Ordinance was referred to Committee on Bills on Second Reading.

Ordinances

Ordinances:

"Amend Section 18-59 of the Ordinances of the City of Manchester"

"Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester"

"Amending the Zoning Ordinance of the City of Manchester by extending the Three Family Residential (R-3) Zoning District within the vicinity generally bounded by Hayward Street, Wilson Street, the Portsmouth Branch of the Boston and Maine Railroad, and Hall Street and currently zoned General Industrial (I-3)"

ByTitleOnly

On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted to read by title only.

Passed to be
Enrolled

These Ordinances having had their second reading by title only, on motion of Ald. McDonough duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Recess

Mayor Shaw called a recess to permit the Committee on Finance to meet.

Order

Mayor Shaw called the meeting back to order.

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Highway Commissioners, a pension for Roger Bergeron, 504 Rimmon St., Manchester, age 52, after twenty-two years of service as follows:

Normal Wages - 40 Hrs.	\$ 333.20 per week
------------------------	--------------------

One-half applicable	\$ 166.60 per week
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effective April 2, 1984, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.Finance

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that

MEMORANDUM OF AGREEMENT OF NEGOTIATED SETTLEMENT
BETWEEN
CITY OF MANCHESTER, N.H. ALDERMANIC NEGOTIATING TEAM
AND
UNITED STEELWORKERS OF AMERICA, LOCAL 8938
WATERWORKS BARGAINING UNIT

attached hereto and made a part hereof, be granted and approved. On motion of Ald. Burkush

duly seconded by Ald. Provencher it was voted that the report of the Committee be accepted and its recommendation adopted.

On motion of Ald. Burkush duly seconded by Ald. Cashin it was voted to confirm the appointment of Harry Spevack to the Fire Commission for a term of three years expiring May, 1987.

Ald. Thibault nominated Edward Plourde to the Transit Authority to succeed himself.

On motion of Ald. Cashin duly seconded by Ald. Burkush it was voted to close nominations.

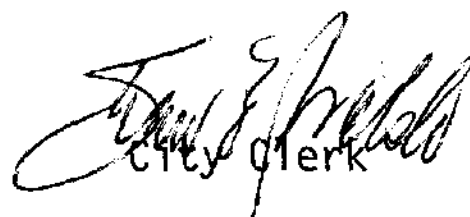
Ald. Pepino presented a communication relative to the prequalifying of bidders under our new Procurement Code. On motion of Ald. Pepino duly seconded by Ald. Osborne it was voted to refer the communication to Committee on Bills on Second Reading.

Ald. Rinker expressed his frustration with the present procedure of trying to get street lights.

Ald. Gimas advised that the Committee on Public Works is currently working on the idea of the City buying street lights from Public Service. Ald. Rinker suggested that rather than street light requests going to the City Clerk, they should go to Planning or Building to look at and report back to Committee with recommendation. Ald. Gimas advised that at the last meeting of the Public Works Committee, Ald. Cashin moved that the Committee should go out and look at street lighting needs and report back to the Board with their recommendation. Ald. Cashin advised that Ald. Rinker should inform the City Clerk's Office that he needs a light in a certain location, and once we get a sufficient number of requests, the Committee will go out and look at lights all over town and decide whether they are needed or not. Mayor Shaw advised that if 40 people in Ward 1 want a light, the City of Manchester cannot afford 40 lights, you are going to have to have them move to where there are lights; that from now on these Developers will have to provide and make street lights a part of their planning.

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to adjourn.

A true record. Attest.



BOARD OF MAYOR AND ALDERMEN

May 1, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Dwyer.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Communication was presented from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis. The Communication was received and filed.

Sidewalk Improvement Petitions were presented as received:

Leon Spenard	204 Cartier St.
William Cibotti	155 Sagamore St.
Merton Johnson	573 Pine St.

On motion of Ald. Provencher duly seconded by Ald. Burkush it was voted to approve the petitions under the supervision of Department of Highways.

AccRecAdopted

Confirmation
H. Spevack
Fire Comm.

Nomination
E. Plourde
Transit Auth.
Close nominations
Ald. Pepino

Ref. Cm. Bo2R

Ald. Rinker

Adjourned

Cm. fr. Ex. Cn.
Georgopoulos
R&F

Sidewalk Imp.
Pet.

Approved

Report on
Wastewater User
Charges

motion

A Report on Wastewater User Charges, unanimously accepted by the Highway Commission, was considered, all Aldermen having been furnished copies under separate cover. Ald. McDonough commented that this cost was ridiculous; that he only had a one-family and they wind up with \$148.00 per year, and this report is saying \$53.00, what kind of joker is this? Mayor Shaw advised he would like to refer this to Bills on Second Reading unless there is a concern by anyone. Ald. Thibault advised that he hoped the Board would go on record of not supporting any increase until that little section of Manchester that is beyond the river is connected. Ald. Provencher moved that the Report be received and filed. The motion was duly seconded by Ald. Thibault. Mayor Shaw advised that it should be referred to the Committee to be discussed. Ald. Thibault commented he just wanted to make it clear that this Board has been on record in the past, and he wants to reaffirm, that before any Sewer User Charges are going up, especially for people on the West Side, that something is done to take care of what we proposed to do seven years ago. Mayor Shaw commented to file this report would not be good policy; that to file this and not act on it, the Sewer Treatment Plant would have to close. Ald. Thibault commented he didn't care as they were not hooked up to it anyway. Ald. Provencher commented we were fooled ten years ago, we were not going to be fooled tonight. Ald. McDonough advised there should be a revision of figures. Ald. Rinker advised he thinks there are a lot of things wrong with the report but filing it means it is dismissed forever and I think we should look at it and send it back to them; the figures are not even close to being accurate, we do have a lot of problems with their costs and charges, and we have talked about ways we could be saving money in this department, but I think we should do something constructive with the report. Ald. Thibault advised we have been playing with this for seven years and we are not to first base yet; that they should get their act together and connect the West Side then we will all sit down and figure it out. Ald. Cashin commented that this was obviously not going to be referred to Committee tonight; that eight years ago, in good faith, we said we would participate, and our constituency was quite upset about that; that here we are, eight years later, asking to raise the fees and we are still not connected; that there is not way that especially the Aldermen on the West Side can support anything like this; that quite frankly, we have been lied to. Mayor Shaw commented we have a motion now to receive and file the report; that would mean to the Highway Department that they had better write something different. On motion of Ald. McDonough duly seconded by Ald. Crotty it was voted to move to the question. On the motion to receive and file it was so voted. Mayor Shaw advised he would try to resolve this by working with Mr. MacLeod.

Move to the
question
Voted

Ordinances

Ordinances:

"Amending Section 18-31 of the Ordinances of the City of Manchester"

"Amending Sections 10-18, 10-19, 10-21, 10-26 of the Ordinances of the City of Manchester"

Ref.Cm.Bo2R

were referred to Committee on Bills on Second Reading.

Cm.fr.CIP

Communication was presented from Community Improvement Program relative to initiation of CIP Project 6.50214 ROW Improvement-CBD. On motion of Ald. Cashin duly seconded by Ald. Burkush it was voted to grant approval as requested.

Granted

Communication was presented from Department of Highways together with a proposed lease to New England Alternate Fuels - N.H. Inc. which would allow NEAF to test the City Landfill for the existence of commercially available quantities of methane gas and if methane were found, NEAF would lease the right to mine for this gas, collect it and sell gas or create power to sell. On motion of Ald. Thibault duly seconded by Ald. Gimas it was voted to authorize the Mayor to execute the lease to New England Alternate Fuels - N.H. Inc., subject to review and approval of the City Solicitor's Office.

Cm.fr.Highway
Dept.
w/proposed
lease

Voted

On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted to suspend the rules and read the Report of the Committee on Traffic by title only.

Suspend Rules
Voted

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester:

Rep.Cm.Traffic

STOP SIGNS AUTHORIZED

Hazelton Crt. (northern terminus) SW corner on Hazelton Ave.
Hazelton Crt. (southern terminus) SW corner on Hazelton Ave.
Faith Lane & Hazelton Ave. NE corner on Faith Lane
Dartmouth St. & W.Hancock St. NW corner and SE corner on Dartmouth
Dartmouth St. & Frederick St. NW corner and SE corner on Dartmouth
Old Granite St. & Elm St. NW corner and SW corner on Old Granite
Old Granite St. & New Granite St. NE corner and NW corner on Old Granite
Central St. & Elm St. NE corner and SE corner on Central St.
Lincoln St. & Auburn St. SW corner on Lincoln (back-up)

PARKING PROHIBITED ON CERTAIN STREETS (Sec. 26 of the Traffic Ordinances)

Calef Rd., south side, from Elm St. to a point 300 ft. easterly
8:00 A.M. to 6:00 P.M.
Chestnut St., west side, from Salmon St. to a point 100 ft. northerly
Somerville St., north side, from Wilson St. to a point 95 ft. westerly
Wilson St., east side, from Cedar St. to a point 75 ft. south
Wilson St., west side, from Cedar St. to a point 50 ft. south
Bosse Ave., north side, from Brown Ave. to a point 95 ft. easterly
8:00 A.M. to 6:00 P.M.
Hanover St., north side, from the centerline of Woodland Ave. to a point
785 ft. westerly
Hanover St., south side, from Lake Ave. to Woodland Ave.
Lake Ave., from Hanover St. to a point 340 ft. westerly
School St., south side, from Fourth to Turner St.
Fourth St., east side, from School to Ferry St.
Auburn St., south side, from Lincoln to a point 75 ft. easterly
Dartmouth St., both sides, from W. Hancock to a point 105 ft. northerly
New Grnaite St., both sides from Elm to Canal
Taylor St., west side, from Laxson Ave. to a point 310 ft. northerly
9:00 P.M. to 6:00 A.M.
Cedar St., south side, from Wilson St. to a point 190 ft. easterly
DURING SCHOOL HOURS

ONE WAY STREET AUTHORIZED (Sec. 32 of the Traffic Ordinances)

Hayward St., from Mammoth Rd. to Knowlton St. westbound

PARKING TIME LIMITED IN DESIGNATED PLACES (Sec. 25 of the Traffic Ordinances)

(c) The driver of a vehicle shall not park such vehicle for longer than one hour at any time between the hours of eight a.m. and six p.m. of any day and Thursday nights to nine p.m. except Sundays and public holidays in the following described districts:

Chestnut St., west side from Webster to a point 100 ft. north of Salmon St.
Pleasant St., north side, from Franklin St. to Franklin West back St.
(metered parking)

YIELD SIGN RESCINDED

Frederick St. at Dartmouth St., SW and NE corners

LIMITED PARKING RESCINDED

Somerville St., north side, from a point 200 ft. west of Wilson St. to a point
100 ft. east of Lincoln
Silver St., south side, from Lincoln St. to Lincoln eastback St.

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Osborne duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Rep.Cm.
Transportation

A Report of the Committee on Transportation was presented wherein they respectfully recommend, after due and careful consideration, that

1. A request from the Fleet Manager to sell a twenty-five year old trailer dump at the Landfill for \$850.00 and a Mack dump truck, which has had the engine, transmission and differential removed, for \$850.00 and
2. A request from the Fleet Manager to authorize that insurance monies due the City from a totaled Fairmont cruiser and a Ford garbage packer be directed to the Fleet Management Account

motion

be approved. Ald. Gimas moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Osborne. Mr. Acorace advised that funds received from the sale of these vehicles have to go to estimated funds; that funds have to be appropriated in the budget to purchase new vehicles; that the Board can not approve using present years revenues for present years expenses and funds can not be credited to the MER Account; that the Fleet Manager should prepare a list of what he expects he will need to update vehicles and we could transfer that money from contingency which will be a wash; that Insurance funds have to be used to replace vehicles; that if it is not used to replace vehicles, the money should go to estimated revenues; that the Fleet Manager's list of needs should go to the Transportation Committee. On motion of Ald. Rinker duly seconded by Ald. Gimas it was voted to amend the motion to remove item 2. On the main motion, as amended, it was so voted.

Motion
amended
Voted

Recess

Mayor Shaw called a recess to permit the Committee on Enrollment to meet.

Order

Mayor Shaw called the meeting back to order.

Rep.Cm.
Enrollment
Ordinances

A Report of the Committee on Enrollment was presented wherein they respectfully advised, after due and careful consideration, that Ordinances

Amending Section 18-59 of the Ordinances of the City of Manchester

Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester

Amending the Zoning Ordinance of the City of Manchester by extending the Three-Family Residential (R-3) Zoning District within the vicinity generally bounded by Hayward Street, Wilson Street, the Portsmouth Branch of the Boston and Maine Railroad, and Hall Street and currently zoned General Industrial (I-3)

are properly enrolled. On motion of Ald. Osborne duly seconded by Ald. Gimas it was voted that the Report of the Committee be accepted and its advisement adopted.

AccAdvAdopted

Ordinances:

Amending Section 18-59 of the Ordinances of the City of Manchester

Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester

Amending the Zoning Ordinance of the City of Manchester by extending the Three-Family Residential (R-3) Zoning District within the vicinity generally bounded by Hayward Street, Wilson Street, the Portsmouth Branch of the Boston and Maine Railroad, and Hall Street and currently zoned General Industrial (I-3).

On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted to read by title only.

These Ordinances having had their third and final reading by title only, on motion of Ald. Rinker duly seconded by Ald. McDonough it was voted on passing same to be ordained.

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to confirm the nomination of Edward Plourde as a member of the Transit Authority for a term of five (5) years, expiring May, 1989.

Mayor Shaw nominated Frank Reidy to the Fire Commission for a term of three years.

Mayor Shaw nominated Signey McQuade to the Planning Board for a term of three years.

Mayor Shaw nominated Chris Cushman to the Parks and Recreation Commission to replace retiring Arthur Connelly.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to accept the resignation of William McDonald from the Zoning Board with regret. Ald. Thibault advised we should send Mr. McDonald a Certificate of Appreciation, Mayor Shaw advising we would.

Mayor Shaw nominated Mary McDonald to the Zoning Board to replace William McDonald.

On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to suspend the rules and confirm the nomination of Mary McDonald to the Zoning Board tonight.

On motion of Ald. Crotty duly seconded by Ald. McDonough it was voted to confirm the nomination of Mary McDonald to the Zoning Board, to fill the unexpired term of William McDonald.

On motion of Ald. Pepino duly seconded by Ald. Osborne it was voted to approve request for two telephone extensions for the Tax Collector's Office.

Ald. Provencher advised that the Personnel Committee had met tonight and approved a Clerk Typist II position, Grade 9, for a period of four weeks for a problem they are having in the Tax Collector's and City Clerk's Office. On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to approve recommendation of the Personnel Committee.

Mayor Shaw advised that he is allowed to nominate people to be alternate members under RSA 673-11 2 E on the Zoning Board, and if the Aldermen had a Ward not represented at present, he will consider names submitted; that whenever there is a vacancy, the Chairman will be allowed to choose one of the three people.

General discussion took place relative to a report presented from the City Clerk comparing 1984 year-to-date revenue figures to 1983, the revenue having doubled from this time last year.

Ald. McDonough inquired if the Mayor has checked into the decals for the Aldermen's vehicles, the City Clerk advising that sticker would be coming in shortly for their windows.

Mayor Shaw declared May 6 through May 12th Volunteer Week, advising that he would be signing a Proclamation to this effect.

Ordinances

ByTitleOnly

Passed to be
OrdainedConfirmation
E.Plourde
Transit Auth.Nomination
F.Reidy Fire Cm
S.McQuade
Planning Bd
C.Cushman P&RResignation
acceptedNomination
M.McDonald
Zoning Bd

Suspend Rules

Confirmation
M.McDonald
Zoning BdTelephone
Extensions
Voted

Personnel Cm.

Voted

Mayor Shaw

Rep.fr.City
Clerk

Ald.McDonough

Volunteer Week
May 6-12

Adjourned

There being no further business to come before the Board, on motion of Ald. Gimas duly seconded by Ald. McDonough it was voted to adjourn.

A true record. Attest.


 City Clerk

State of New Hampshire
Hillsborough, SS

May 1, 1984

Personally appeared before me, Edward Plourde, a member of the Transit Authority and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

May 2, 1984

Personally appeared before me, Mary McDonald, a member of the Building Board of Adjustment and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough, SS

April 24, 1984

Personally appeared before me, Harry L. Spevack, a member of the Fire Commission and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

May 15, 1984

7:30 P.M.

Order

Mayor Shaw called the Meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Thibault.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Guests from
India

Mayor Shaw introduced guests of the Manchester Rotary Club from India.

CONSENT ITEMS

Mayor Shaw

Mayor Shaw advised that the consent items would be voted on in one motion; that if any Aldermen has an objection to any item, that item will be pulled out, discussed and voted on separately; that the reason for this change is to speed up the process by voting on those things that are automatically referred to certain committees in one motion. Mayor Shaw inquired if there was any item that the Aldermen would like to withdraw from the consent agenda. Ald. Cashin advised he would like the communication from Executive Realty Corporation withdrawn from the consent items. Mayor Shaw advised we would take this item up after voting on the consent items.

Ald. Cashin

Approved under supervision of Department Highways

Pole Location

New England Telephone petition No. 231289 for location of conduit

Sidewalk Improvement Petitions presented as received from

SidewalkImpPet

Mammoth Road Pharmacy, Inc. on Cilley Road
Julien & Janet Larochelle - 83 Rosemont Ave.

Richard A. Blanchette - 367 Wilson St.
 Gary P. Bisson - 1015 Page St.
 Harold F. Kelman - 16 Walnut St.
 Robert E. Proulx - 210 Cartier St.
 Mary Duffy - 236 Oak St.

Informational items to be received and filed

Communication from Executive Councilor Georgopoulos advising of items of interest on a state-wide basis.

Cm.fr.Ex.Cn.
Georgopoulos

Communication from New Hampshire Hospitality Association commending the positive approach taken concerning the Amoskeag Millyard.

Cm.fr.NH Hosp-
itality Assoc.

Communication from Selectmen of Ward 11 advising the voting location will be at the Gossler Park School.

Cm.fr.Ward 11
Selectmen

Referrals to Committees

INSURANCE

Communication from Ald. Crotty relative to participation in Blue Cross/Blue Shield Program for retired employees not receiving supplemental benefits from the City, brief discussion followed on this item.

Ref.Cm.
Insurance

BILLS ON SECOND READING

Communications requesting amendment to Section 17-16 Sunday Activities from Coiffures by Michael, Inc. to permit cosmetology services and from Lippy DeRocher to permit auctions.

Ref.Cm.Bo2R

Communication from Planning proposing an amendment to the Zoning Ordinance which would establish a Suburban Multi-Family Residential District, together with a proposed Ordinance

Ref.Cm.Bo2R

"Establishing a Suburban Multi-Family Residential Zoning District to be designated an R-SM District"

Communications from Susan Vercillo Duprey, attorney for Foxwood Homes, Inc. requesting rezoning from R-1B to R-SM or to R-3 in the event the proposed R-SM Zoning District is not established on

Ref.Cm.Bo2R

- (1) Three tracts of land on the easterly side of South Porter Street
- (2) Several tracts of land generally off South Porter Street and Weston Road as shown on Sheet #933 of the Assessor's records and requesting withdrawal of their previous request for rezoning these tracts dated December 16, 1983

Communication from John Hoben, City Coordinator, together with a proposed Ordinance

Ref.Cm.Bo2R

"Amending the Code of Ordinances by inserting Chapter 7-1/2 Central Business Service Districts"

forward under separate cover.

Communication from Karen L. Heller, attorney for International Paper Co. requesting a rehearing, pursuant to RSA 31:74, regarding the rezoning of 610 Hayward Street from general industrial (I-3) to three family residential (R-3)

Ref.Cm.Bo2R

Ordinance "Amending Section 18-26 of the Ordinances of the City of Manchester"

Ref.Cm.Bo2R

Ordinance "Amending Section 18-26 of the Ordinances of the City of Manchester"

Ref.Cm.Bo2R

A new item not included in the agenda but copies having been distributed of Ordinance "Amending Section 2-111 of the Code of Ordinances"

Ref.Cm.Bo2R

Mayor Shaw advised you have read the Consent Agenda, a motion would be in order to approve. On motion of Ald. Gimaz duly seconded by Ald. Osborne it was voted to accept the consent agenda.

Voted

Mayor Shaw advised we would now discuss the communication from Executive Realty Corporation requesting they be allowed an opportunity to present the latest information concerning the proposed project at Second and Woodbury Streets. Ald. Cashin advised he met with the people from Executive Realty for 2 1/2 hours on Saturday; that they have asked for the opportunity to come before the Board to make a presentation, and I do not feel they are ready to come before the Board. On motion of Ald. Cashin duly seconded by Ald. Burkush it was voted that the communication be received and filed.

Cm.fr.Executive
Realty Corp.

R&F

Cm.fr.Dept. of
Aviation

Communication was presented from Department of Aviation advising that Personalized Food Management Systems, Inc., which entered into a lease agreement based on percentage of gross with a minimum monthly guarantee, has requested a temporary waiver of the guarantee since revenues are not presently adequate to make the guarantee viable and the Authority recommends the Board of Mayor and Aldermen allow that guarantee to be waived at the discretion of the

Cm.Withdrawn

Airport Authority for a period not to exceed one (1) year starting May 1, 1984. Communication was distributed to the Aldermen from Mr. Goodwin, Department of Aviation, requesting to withdraw the communication.

1983 Annual Rpt.
fr.Bldg.Dept.
Acc.R&F

On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted to accept, receive and file the 1983 Annual Report from Building Department.

Cm.fr.Water
Works

Communication was presented from Manchester Water Works relative to proposed Drainage Easement, etc., East Industrial Park, Manchester requesting approval of subject easement and release of flowage rights to Northeast SMNS Industrial Properties and further requesting that the Mayor be authorized to sign these agreements. On motion of Ald. Burkush duly seconded by Ald. Cashin it was voted to approve the easement, release flowage rights and authorize the Mayor to sign these agreements on behalf of the Manchester Water Works and City of Manchester.

Voted

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully advise they have considered the request for abatement of quarterly sewer user service charges submitted by Mr. Paul Heinzen, 16 Hevey Street, a three family building in which he resides but, apparently, chooses not to rent the other two apartments and it respectfully recommends, after due and careful consideration that Mr. Heinzen's request for abatement be denied as have all similar requests. Ald. Osborne moved that the report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Carignan. Ald. Provencher inquired why we were forcing the man to pay for a multi-family if he can substantiate the fact that he is not using the second and third floor. Ald. Rinker advised that the feeling of the Committee was that we would be opening a Pandora's Box for anyone who was not currently renting out an apartment to request that the sewer fees be abated for that period. Ald. Thibault advised it is his understanding that there is a method that can be used through the Environmental Protection Agency that can eliminate those fees if they take the plumbing out of those apartments so they would no longer have to monitor what comes out of that apartment house. On the motion to accept the report of the Committee it was so voted. Mayor Shaw requested the City Clerk to notify Mr. Heinzen of her ability of recourse through the EPA.

Acc.Rec.Adopted

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully advise it has reviewed the request of Richard and Sandra Beauvais, through their Attorney Robert E. Raiche, to purchase tax deeded property, Lot 262-262 1/2 Sewall Street, to provide access to an approximate five acre tract of land having no frontage and it recommends, after due and careful consideration, that the custodian of deeded property be directed to dispose of said land at public auction, the minimum bid acceptable established at \$8,000.00 which is the fair market value as determined by the Board of Assessors. On motion of Ald. McDonough duly seconded by Ald. Burkush it was voted

Acc.Rec.Adopted. that the report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R
Ordinance

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

establishing a new classification compensation and specifications for Programmer and new specifications for Social Worker, Senior Parking Meter Repair Worker, Senior License Clerk, Kitchen Helper/Cashier and Parking Meter Repair Worker, ought to pass. On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted that the report of the Committee be accepted and its recommendation adopted.

Acc.Rec.Adopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R
Ordinance

"Amending Sec. 18-31. Vacant Positions of the Ordinances of the City of Manchester"

ought to pass. Ald. Carignan moved that the report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Osborne. Ald. Provencher inquired what this amendment means. Mayor Shaw advised that under the present procedure, if we have a vacancy because of discharge or death, it is up to the Personnel Committee to approve the filling of these positions; that these two circumstances slow the process down to the point that Department Heads are not capable of obtaining personnel when they need them; that the intent of this amendment is that if either of these circumstances occur, the Department Head would be able to contact the Personnel Department requesting a person to fill the position. Ald. Provencher advised this was brought before the Personnel Committee and they never acted on it. Ald. Thibault moved to table this report until Personnel Committee could look at this. The City Clerk advised that we added that a position can be filled without going back to the Personnel Committee in the case of death or discharge only. The motion to table was duly seconded by Ald. McDonough. On the motion it was so voted.

Tabled

Ordinance:

Ordinance

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to read by title only. This Ordinance having had its second reading by title only, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

ByTitleOnly

Passed to be
Enrolled

Mayor Shaw called a recess to permit the Committee on Bills on Second Reading and Committee on Finance to meet.

Recess

Mayor Shaw called the meeting back to order.

Order

A report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that the amount of Seventeen Thousand Dollars (\$17,000.) be transferred from Contingency to the Fleet Manager's Account and for this purpose a Resolution

Rep.Cm.Finance

Resolution

"Authorizing the Finance Officer to effect a Transfer from Contingency to Fleet Manager's Account"

is submitted with the recommendation that it ought to pass. On motion of Ald. Gimás duly seconded by Ald. Osborne it was voted that the report of the Committee be accepted and its recommendation adopted.

Acc.Rec.Adopted

Rep.Cm.Bo2R Ordinance	A report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance "Amending the Code of Ordinances by inserting Chapter 7-1/2 Central Business Service Districts"
Acc.Rec.Adopted Ordinance	ought to pass. On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted that the report of the Committee be accepted and its recommendation adopted. Ordinance: "Amending the Code of Ordinances by inserting Chapter 7-1/2 Central Business Service Districts"
ByTitleOnly Passed to be Enrolled	On motion of Ald. Osborne duly seconded by Ald. Gimas it was voted to read by title only. This Ordinance having had its second reading by title only, on motion of Ald. Rinker duly seconded by Ald. Dwyer it was voted on passing same to be enrolled.
Confirmation Signe McQuade Planning Board	On motion of Ald. McDonough duly seconded by Ald. Rinker it was voted to confirm the nomination of Signe McQuade to the Planning Board for a term of 3 years, expiring May 1, 1987.
Confirmation Frank Reidy Fire Commission	On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted to confirm the nomination of Frank Reidy to the Fire Commission for a term of 3 years, expiring May 1, 1987.
Mayor Shaw	Mayor Shaw advised he would not bring the confirmation of Chris Cushman to the Parks and Recreation Commission tonight, as he has not had the chance to introduce her to the Board.
Sewer Intercept- or Project Briefing	Mayor Shaw advised we would receive a briefing from the Highway Department on the status of the Sewer Interceptor Project in the City of Manchester. Ald. Thibault inquired if it was possible to omit this briefing until he has received a letter from the State which he was supposed to receive 4 days ago. Mayor Shaw advised the letter Ald. Thibault was referring to is one expected from the State stating as per our conversation, the Westside Interceptor is extremely high on the list, and that it should be put forth somewhere in the 1985 Budget for the State; that the letter has not been received yet; that he would take the responsibility for the letter being late; that it is not the fault of the Highway Department; that the letter will be forthcoming.
Ald. Thibault	Representatives from the Department of Highways briefed the Aldermen on the status of the Sewer Interceptor Project, responding to questions throughout. Ald. McDonough inquired if it was true that we could have had money from the State but no representative from the City was up there to get it; or that many of the towns who would have participated and could have received funds, because they did not have funds to go along, refused State aid leaving surplus funds that Manchester could have applied for but we didn't. Mr. Lomasney responded "not to his knowledge"; that the City has always gone to public hearings to ask for this money; that the State says that Manchester is always there first to ask for money. Ald. Thibault repeatedly vocalized his disgust over the fact that taxpayers were paying for sewer interceptor without being connected.
Ald. McDonough	Ald. Cashin inquired who we had in Concord right now lobbying for Manchester, the response being no one. Ald. Cashin moved that a Committee be set up of two Aldermen, Senator St. Jean, Mayor Shaw, Mr. Hoben and Mr. MacLeod to appear before the Governor and the Water Pollution Board to discuss the problems we have in the City of Manchester. The motion was duly seconded by Ald. Thibault.
Ald. Cashin	Mayor Shaw appointed Ald. Gimas from the east side and Ald. Thibault from the west side to serve on this Committee. On the motion it was so voted.
Voted	

Mayor Shaw advised the Highway Department is having an Open House on Saturday, May 19th, and the public is invited.

Highway Dept.
Open House

Mayor Shaw advised he was having the Gentlemen from India as his guests at the Chateau following the meeting, and invited the Aldermen to attend.

Mayor Shaw

Ald. Carignan advised he has been receiving notices about George Tremblay, the *Courier*, Mr. Jenkins advising these were for informational purposes only.

Ald. Carignan

Ald. Pepino advised a letter was distributed to all Aldermen last Friday relative to State mandates without funding; that there are several cities and towns concerned about this matter; that Mr. Acorace advised it would be a good idea to bring this before the Board; that I move that Resolution

Ald. Pepino

Resolution

"Be it hereby resolved that the City of Manchester hereby petitions the Constitutional Convention of the State of New Hampshire, to adopt an amendment to our State Constitution, that the State of New Hampshire, through its legislative bodies or otherwise, cannot mandate new services, benefits, or the purchase of goods or capital to local government towns, cities, counties, or sub-divisions thereof, without providing the appropriate funding for said mandates."

be adopted by the Board. The motion was duly seconded by Ald. Rinker. Ald. McDonough advised as County Treasurer he would like to cry "fowl" on Mr. Acorace's correspondence; that he lists the 37.8% increase for the past three year period; that he is actually taking the highest figure he could possibly find; that in 1981 there was a 2.4% increase, and the increase for this year is 2.9%; that the big bills were because we paid for our roof and put in computers without waiting for bond issues, consequently, two years were rather high; that the City of Manchester has cost the County thousands upon thousands of dollars by being delinquent in paying that County tax bill; that when it does come in, we find that if we had the money upon the due date, and had invested it, we would have saved the County thousands upon thousands of dollars. On the motion it was so voted.

Ald. McDonough

Adopted

There being no further business to come before the Board, on motion of Ald. Thibault duly seconded by Ald. Gimas it was voted to adjourn.

Adjourned

A true record. Attest.


City Clerk

State of New Hampshire
Hillsborough SS

May 15, 1984

Personally appeared before me, Signe McQuaid, a member of the Planning Board and subscribed to the oath of office prescribed by law.

S/ Joan E. Walsh,
City Clerk

State of New Hampshire
Hillsborough SS

May 17, 1984

Personally appeared before me, Frank Reidy, a member of the Fire Commission and subscribed to the oath of office prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

June 5, 1984

7:30 P.M.

Order

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

Roll Call

The Clerk called the roll.

Present: Mayor Shaw, Ald. Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault, Provencher, Ald. Rinker arriving at 8:40.

Minutes Accepted

On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted to accept minutes of meetings of March 20 and 27; April 3 and 17; May 1 and 15, all Aldermen having previously been furnished copies.

CONSENT ITEMS

Mayor Shaw advised if the Aldermen desired to remove any of the items from the Consent Agenda, they should so indicate.

a. Approved under supervision of Department of Highways

PoleLocation

Public Service petition No. 11-626 for 18 poles on Webster St.
N.E. Telephone petition No. 156719 for location of conduit

Sidewalk Imp Petitions

Sidewalk Improvement Petitions of
Sash Realty Co. on Maple St.
Wayne Traynham - 708 Pine St.
Jacqueline Raiche - 332 Merrimack St.
Nicholas Bolis - 270 Ash St.
Donald H. Banzhaf - 313 Walnut St.
L.A. Thibeault - 534 Hevey St.
Barbara Dryer - 26 Crowley St.
Rev. Thomas Hannigan on Webster and Hemlock St.
G & C Restaurant Equipment Inc. - 359 Elm St.

b. Informational received and filed

Cm.fr.Ex.Cn. Georgopoulos

Communication from Executive Councilor Georgopoulos advising of items of interest on a state-wide basis.

Cm.fr.Ports-mouth-Kittery Armed Svc.Cm.

Communication from Portsmouth-Kittery Armed Services Committee, Inc. expressing appreciation for a recent allocation.

c. Referral to Committees

Petition fr. Ward 3 Ref.Bo2R

Petition signed by residents of Ward 3 requesting to extend the R2-P0 zoning to the easterly side of Pine St. from Sagamore to Webster was referred to Bills on Second Reading.

Cm.fr.J.Hoben

Communication from John Hoben advising that as a result of Digital's inability to proceed in accordance with earlier agreements we have received a negotiated payment of \$449,701.27 which the CIP Staff recommends be allocated to "Chronic Sewer and Drain Program" was referred to Committee on Finance and for which purpose a Resolution was submitted

Ref.Cm.Finance

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Funds in the Amount of \$449,701.27"

Cm.fr.P.Morgan

Communication from Peter Morgan, Chairman of Central Business Service District Advisory Board presenting recommendations for 1984, the proposed budget for 1984, for which a Resolution

"Establishing a Central Business Service District"

Ref.Cm.Finance

was submitted, and requesting reconfirmation of the Advisory Board was referred to Committee on Finance.

Resolutions

Resolutions:

"Authorizing the Finance Officer to effect a transfer from Contingency to Fleet Management Account"

"Authorizing Bonds or Notes in the Amount of \$160,000. for
Information Systems Software, Materials and Equipment"

were referred to Committee on Finance.

Ref.Cm.Finance

d. Informational to be accepted, received and filed

1983 Parking Meter Department Annual Report, all Aldermen having previously been furnished copies.

1983 Parking
Meter Dept.Rep.
R&F

On motion of Ald. Osborne duly seconded by Ald. Carignan it was voted to accept the Consent Agenda.

Consent Agenda
Accepted

Communication was presented from John Grogan, Planning Director relative to a request made for the purchase of property owned by the City on St. James Ave. which was scheduled for disposition at public auction; requesting that the Custodian of Deeded Property be authorized to defer sale of this parcel until such time as we have identified an easement to protect the brook enclosure recently constructed through the property and, in addition, have had sufficient opportunity to adequately evaluate the development potential of the property and back land to the west. Mayor Shaw advised that at 1:10 today, Planning stated they have no problem with the sale of the property as long as it is conditioned on an easement to protect the brook enclosure. Mr. Bourque advised a motion would be in order to authorize the Mayor to dispose of the property as provided in State Law; that by a majority vote, the City Council, which means the Aldermen, shall authorize the Mayor to convey such tax deeded property; that if a vote like this is taken, the Mayor determines whether it will be sold at public auction or through advertised sealed bids, and the Mayor, by statute, is authorized to establish a minimum price for which the property is to be sold together with the terms and conditions of the sale. Ald. Cashin moved to table until he has had an opportunity to go into the neighborhood to find out exactly what is planned for that area since it is in my Ward. The motion was duly seconded by Ald. Thibault and it was so voted.

Cm.fr.J.Grogan

Motion to table

Voted

Communication was presented from Felix Catudal, Tax Collector, requesting that property listed be sold to the highest bidder on a Sealed Bid basis. Ald. Gimas inquired if this was all the property we had, and what takes so long until these can be sold. Mayor Shaw advised this is just some of the property; that Mr. Catudal advised him this was a very complicated procedure. On motion of Ald. Crotty duly seconded by Ald. Dwyer it was voted to authorize the Mayor to convey such property by deed pursuant to RSA 80:42.

Cm.fr.F.Catudal

Voted

Communication was presented from Manchester Water Works requesting approval of the Agreement of Lease between Manchester Water Works and the Fair Haven Baptist Church. On motion of Ald. Burkush duly seconded by Ald. Carignan it was voted to approve the Agreement of Lease and authorize the Mayor to execute for and on behalf of the City of Manchester.

Cm.fr.WaterWorks

Voted

A Report of the Committee on Administration was presented wherein they respectfully recommend, after due and careful consideration, that the Section 20 1/2-12 (c) of the Procurement Code be amended by adding a sentence so that, when amended, it reads as follows:

Rep.Cm.
Administration

- (c) Data processing products or services by the Information Services Department. This section shall not apply to School Department purchases of data processing instructional items used exclusively for educational purposes.

AccRecAdopted

Rep.Cm.Bo2R

and, further, that this amendment be referred to the Committee on Bills on Second Reading with the recommendation that it ought to pass. On motion of Ald. Osborne duly seconded by Ald. Pepino it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Charter Sec. 8.05 Incompatability of Offices be amended by deleting the existing section and inserting in place thereof, the following:
Sec. 8.05 Incompatability of Offices.

No compensated employee of the city, and no school teacher or other employee of the Manchester School District, shall be a member of the Board of Mayor and Aldermen nor of the School Committee. The acceptance by any such employee of office as a member of the Board of Mayor and Aldermen or of the School Committee shall vacate his office as an employee of the city, including that of school teacher or other employee of the Manchester School District. No member of the Board of Mayor and Aldermen nor of the School Committee shall be employed, during the term for which he is elected, by any department, board or commission of the city in any other capacity or in any other position of employment by the city, including as a school teacher or other employee of the Manchester School District, with compensation.

Ald. Cashin moved that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Public Hearing
July 2, 1984
6:30 P.M.
Voted

The motion was duly seconded by Ald. Burkush. Ald. McDonough advised he felt that this was quite discriminatory. On the motion it was so voted. The Clerk advised a public hearing must be held on this, to be conducted by the Board or a designated Committee, the notice for which must be published at least seven (7) days prior to the hearing. On motion of Ald. Cashin duly seconded by Ald. Burkush it was voted to hold the public hearing on July 2, 1984 at 6:30 P.M. in the Aldermanic Chambers.

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that all Departments, Agencies, Boards and Commissions be directed to review the policies and procedures each has established for prequalification of bidders, under the provisions of Sec. 20-2/2-6 of the Procurement Code Ordinance, to strengthen the policies and procedures in the best interests of the City of Manchester.

Ald. Pepino advised he would be receiving a copy of the State Procedures which he would distribute to departments, and he moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Osborne. On motion of Ald. Dwyer duly seconded by Ald. Provencher it was voted to table the Report until we see what the State Procedures are.

Tabled

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by establishing an R-1B Zoning District on the North side of Woodbury Street generally in the vicinity of Wheelock and Frederick Streets, presently an R-2 Zoning District"

be deemed inexpedient to legislate, the Developer having satisfactorily addressed all issues.

On motion of Ald. Cashin duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that, as requested by Hilda W. Fleisher, Guardian of the Estate of Carmen Yob, 214 Maplehurst Ave., Sewer User Charges, interest and costs in the total amount of \$196.13 be abated and liens released, based on extreme hardship. On motion of Ald. McDonough duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that a proposed amendment to the Zoning Ordinance

"Establishing a Suburban Multi-Family Residential Zoning District to be designated an R-SM District"

be referred to a Public Hearing to be ordered and held on Monday, June 25, 1984, at 7:30 P.M. in the Aldermanic Chambers at City Hall. On motion of Ald. Pepino duly seconded by Ald. Dwyer it was voted that the Report of the Committee be accepted and its recommendation adopted.

Public Hearing
June 25, 1984
7:30 P.M.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that the request submitted by Michael Kapos, Coiffures by Michael, Inc., for an amendment to Section 17-16 Sunday Activities of the Code of Ordinances, to permit furnishing cosmetology services, be deemed inexpedient to legislate. On motion of Ald. Crotty duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendation adopted.

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that the request for rehearing on an Ordinance

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the Three-Family Residential (R-3) Zoning District within the vicinity generally bounded by Hayward Street, Wilson Street, the Portsmouth Branch of the Boston and Maine Railroad, and Hall Street and currently zoned General Industrial (I-3)"

submitted by Karen L. Heller, Attorney for International Paper Co., be denied. On motion of Ald. Crotty duly seconded by Ald. McDonough it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Section 18-26 of the Ordinances of the City of Manchester" adopting a new class specification of School Nurse and a further Ordinance

"Amending Section 18-26 of the Ordinances of the City of Manchester" adopting a new class specification of Interpreter/Tutor and Assessor Chairman and a revised class specification of Assessor, ought to pass. On motion of Ald. Osborne duly seconded by Ald. Provencher it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Section 17-16 Sunday Activities of the code of Ordinances be amended to provide in sub-section (e) for the operation of any duly licensed and bonded auctioneer, and for this purpose an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Section 17-16. Sunday Activities of the Code of Ordinances" is submitted with the recommendation that it ought to pass and, as required by law, that the question be referred to a Special Election to be held Tuesday, September 11, 1984 in conjunction with the State Primary Election. On motion of Ald. Provencher duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that the Code of Ordinances be amended by inserting in Chapter 2, Article IX, a new section 2-154.1 Personal Property of Employees and for this purpose an Ordinance

"Amending Chapter 2, Article IX of the Code of Ordinances by inserting a new section 2-154.1 Personal Property of Employees"

is submitted with the recommendation that it ought to pass. Ald. Carignan moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. McDonough. Mayor Shaw inquired if anyone looked into insuring all of these tools for less than 18 x \$125.00. Ald. Thibault advised the recommendation came down last year from the Insurance Committee from Bob Badolati's research into this; that the only question was should we insure all of the mechanics of the City as opposed to just the ones who have been told they have to bring their tools; that we felt it was easier and cheaper for the City to insure just the ones who bring their tools. On the motion it was so voted.

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

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

ought to pass. Ald. Burkush moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Provencher. Ald. Crotty advised that Food Establishment Fees are raised every year; that the Fire Department inspect houses twice a year, oil burners and woodstoves at no charge, but when it comes to Food Establishments, they zonk them. Mayor Shaw advised the desire to investigate restaurants is in the public's best interest; that all the other fees are being looked at. Ald. Thibault advised Ald. Crotty has a good point; that many variety stores such as Ald. Crotty's do serve fresh food, such as grinders, and maybe there should be a distinction there, but no one ever brought it up; that maybe it should be sent back to Committee to look at again and have Ald. Crotty address this problem. Ald. McDonough moved to table the Report to look at these fees again and have

Motion to table

Ald. Crotty address this problem. The motion was duly seconded by Ald. Thibault. Ald. Cashin advised that in order for this to be effective, it must be ordained to be enforced by July 1, as that is when the new permits come out. Ald. Provencher commented if we don't pass this

Motion withdrawn

tonight, it will cost the City a large amount of money. Ald. McDonough withdrew the motion to table. Ald. Thibault withdrew his second on the motion to table. In answer to questions raised by Mayor Shaw, Ald. Crotty advised they should charge a fee for investigating Food Establishments if they charge a fee for investigating everything else. Following further discussion, Ald. McDonough moved to the question. On the motion that the Report of the Committee be accepted and its recommendations adopted it was so voted. Ald. Crotty recorded as opposed. Mayor Shaw inquired of Mr. Clark if the Ordinance can be amended before it is passed, Mr. Clark advising it can be amended under suspension of the rules; that they would investigate this further.

AccRecAdopted

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that the License Fee for a Fair License be

established at \$150.00 and for this purpose an Ordinance

Ordinance

"Amending Sec. 14-199 License Fee of the Code of Ordinances"

is submitted with the recommendation that it ought to pass. Ald. Thibault moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Osborne. Ald. Gimas inquired as to how long this fee would be good for. Mayor Shaw advised that presently each fair has a \$100.00 fee plus \$10.00 for each booth; that the proposal is for a flat \$150.00 fee. The Clerk advised that the \$150.00 fee would be charged per application. Ald. Thibault explained the reason we decided on this fee is that neighboring towns who can support this type of activity were charging far less than us, and places like the Center of New Hampshire were losing business because the fees were less in surrounding towns, therefore the City was losing money. There being no further discussion, on the motion it was so voted.

AccRecAdopted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Cm.Bo2R

Ordinance

"Amending Chapter 9 of the Code of Ordinances by inserting a new section 9-21.1 Emergency Fire Lanes"

ought to pass. On motion of Ald. Thibault duly seconded by Ald. McDonough it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, and as recommended by Parks and Recreation Commission, that a lot of city land, formerly of New Homes for New Hampshire, containing a minimum of 7500 sq. ft. situated on Hoyt Street be deeded to the Vocational Skill Center Trust for construction of a single family home as part of the construction education program, and, further, that the Mayor be authorized to execute any and all documents necessary to accommodate this transfer, for and on behalf of the City of Manchester, subject to the review and approval of the City Solicitor. On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted that the Report of the Committee be accepted and its recommendation adopted. A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester

Rep.Cm.L&B

AccRecAdopted

Rep.Cm.Traffic

STOP SIGN AUTHORIZED

Pickering St. and Crosbie St., NE & SW corners

PARKING PROHIBITED ON CERTAIN STREETS

Wellington Rd., both sides, from By-pass 28 to a point 90 ft. easterly
 Pleasant St., north side, from Canal St. to a point 130 ft. easterly
 Pleasant St., south side, from Canal St. to a point 40 ft. easterly
 Pleasant St., south side, from a point 320 ft. east of Canal St. to a point 250 ft. easterly
 Pleasant St., south side, from a point 625 ft. east of Canal St. to Elm St.
 Lake Ave., north side, from Union St. to a point 40 ft. west
 Lake Ave., north side, from a point 60 ft. west of Union St. to a point 130 ft. west
 Lake Ave., north side, from a point 226 ft. west of Union St. to the center medium of Barry Ave.
 Lake Ave., north side, from a point 130 ft. west of Chestnut St. to a point 80 ft. westerly
 Lake Ave., north side, from a point 90 ft. east of Manhattan Lane to a point 50 ft. westerly
 Lake Ave., north side, from Manhattan Lane to Elm St.

Lake Ave., south side, from Chestnut St. to Union St.
 Laxson Ave., north side, from So. Taylor to a point 405 ft. westerly
 (9:00 P.M. to 6:00 A.M.)

PARKING TIME LIMITED IN DESIGNATED PLACES
Sec. 25 of the Traffic Ordinances

(b) The driver of a vehicle shall not park such vehicle for longer than two hours at any time, between the hours of eight a.m. and six p.m. of any day, and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Pleasant St., north side, from Franklin westback St. to a point 130 ft. east of Canal St. (metered parking)
 Pleasant St., south side, from a point 40 ft. east of Canal St. to a point 280 ft. easterly (metered parking)
 Lake Ave., north side, from a point 40 ft. west of Union St. to a point 20 ft. westerly
 Lake Ave., north side, from a point 190 ft. west of Union St. to a point 36 ft. westerly
 Lake Ave., north side, from the center medium of Barry Ave. to a point 30 ft. east of Pine St.
 Lake Ave., north side, from a point 20 ft. west of Pine St. to a point 30 ft. east of Chestnut St.
 Lake Ave., north side, from a point 20 ft. west of Chestnut St. to a point 130 ft. westerly
 Lake Ave., north side, from a point 210 ft. west of Chestnut St. to a point 90 ft. east of Manhattan Lane
 Lake Ave., north side, from a point 20 ft. east of Manhattan Lane to a point 20 ft. easterly

LOADING ZONE ESTABLISHED
Sec. 20 of the Traffic Ordinances

Dubuque St., east side, from a point 30 ft. south of Amory St. to a point 20 ft. southerly

STOP SIGN RESCINDED

Hayward St. and Mammoth Rd., SW corner

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted that the Report of the Committee be accepted and its recommendations adopted.

Ordinances:

"Amending Section 18-26 of the Ordinances of the City of Manchester"
 "Amending Section 18-26 of the Ordinances of the City of Manchester"
 "Amending Section 17-16. Sunday Activities of the Code of Ordinances"
 "Amending Chapter 2, Article IX, of the Code of Ordinances by inserting a new section 2-154.1 Personal Property of Employees"
 "Amending Chapter 10 Food and Food Establishments of the Ordinances of the City of Manchester"
 "Amending Sec. 14-199 License Fee of the Code of Ordinances"
 "Amending Chapter 9 of the Code of Ordinances by inserting a new section 9-21.1 Emergency Fire Lanes"

AccRecAdopted

Ordinances

ByTitleOnly

Motion to
SuspendRules

Voted
Motion to Amend

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only. Mayor Shaw advised that if anyone wishes to amend the Food Establishment Ordinance Amendment, they could do it by suspending the rules. Ald. McDonough moved to suspend the rules to amend the Food Establishment Ordinance. The motion was duly seconded by Ald. Thibault and it was so voted. Ald. McDonough moved that the Food Establishment Ordinance amendment be amended to delete Class III (A). Ald. Thibault advised he would be glad to second the motion if Class III (A) will be reviewed again; that he did not feel we should let it go at the same fee; that he felt

this should be reviewed again by the Committee. Ald. McDonough withdrew the motion made under the suspension of the rules, with the proviso that there will be a review in the very near future of these fees. These Ordinances having had their second reading by title only, on motion of Ald. Thibault duly seconded by Ald. Crotty it was voted on passing same to be enrolled.

Motion withdrawn

Passed to be
Enrolled

Communication was presented from John Hoben relative to previously approved commitments on the Washington Street Development Project along with Resolution

Cm.fr.J.Hoben

Resolution

"Authorizing Bonds for Certain 1984 Community Improvement Program Activities in the Amount of \$3,395,000."

The Clerk advised that the communication and Resolution had been forwarded to all Aldermen under separate cover on Friday, June 1, 1984. On motion of Ald. Osborne duly seconded by Ald. McDonough it was voted to refer to Committee on Finance.

Ref.Cm.Finance

Mayor Shaw called a recess to permit the Committee on Finance and Enrollment to meet.

Recess

Mayor Shaw called the meeting back to order.

Order

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

Rep.Cm.
Enrollment
Ordinances

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending the Code of Ordinances by Inserting Chapter 7 1/2"

are properly enrolled. On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its advisements adopted.

AccAdvAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that as voted by the Board of Water Commissioners, a pension for Louis Baron, 699 Hanover Street, Manchester, N.H., age 63, after thirty-one years and seven months of service as follows:

Rep.Cm.Finance

Average weekly rate \$405.60

One-Half Applicable \$202.80

effective June 1, 1984, together with any vacation and sick leave benefits to which he may be entitled, be granted and approved. On motion of Ald. Osborne duly seconded by Ald. Gimás it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

Rep.Cm.Finance

Resolutions

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Funds in the amount of \$449,701.27"

"Establishing a Central Business Service District"

"Authorizing the Finance Officer to effect a transfer from Contingency to Fleet Management Account"

"Authorizing Bonds or Notes in the Amount of \$160,000.00 for Information Systems Software, Materials and Equipment"

"Authorizing Bonds for Certain 1984 Community Improvement Program Activities in the Amount of \$3,395,000."

ought to pass. On motion of Ald. Thibault duly seconded by Ald. McDonough it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Resolutions

Resolutions:

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Funds in the Amount of \$449,701.27"

"Establishing a Central Business Service District"

"Authorizing the Finance Officer to effect a transfer from Contingency to Fleet Management Account"

ByTitleOnly

On motion of Ald. Crotty duly seconded by Ald. Dwyer it was voted to read by title only.

SuspendRules
2nd&Final
Reading ByTitle
Only Voted

On motion of Ald. Dwyer duly seconded by Ald. Crotty it was voted to suspend the rules and place these Resolutions on their second and final reading by title only.

Passed to be
Enrolled Under
Susp.ofRules

Following their second and final reading by title only, on motion of Ald. Carignan duly seconded by Ald. Osborne it was voted that the Resolutions pass to be enrolled under suspension of the rules.

Cm.fr.Ald.
McDonough

Communication was presented from Ald. McDonough relative to an opinion expressed by the City Solicitor and requesting that the City Solicitor publicly rule what limitations of Aldermanic authority exist in such decisions. Ald. McDonough advised that the thing that troubles him most is the language that the City Solicitor uses, and I am sure that he did not intend any ambiguity, but when it states, in essence, that the Aldermanic Personnel Committee is shorn of all authority in affairs where an employee is terminated perhaps without cause and leaves him absolutely no recourse except through that Appeals Board; that if that Appeals Board transcends the authority of the Aldermanic Board in total, I reject it; that I think somewhere, the career employee must have a court of last appeal, that being the Aldermanic Board where he can come; that if someone comes in in a foul mood or with personal antipathy and he terminates an employee and that employee has nowhere to go but to that Appeals Board knowing full well that the Department Head who fired him would be justified by that Appeals Board, I think that he must have a court of last appeal; that is why I would like the Board to go on record as stating that the Aldermanic Board reserves unto itself that authority. Mayor Shaw advised he presumed no employee should be able to be suspended without cause. Ald. McDonough advised he did not think that was fictional; that it might be very real; that in recent weeks we have seen some instances and some tangible evidence of that kind of conduct; that I do not wish to single out anyone here; that I am not saying that the culpability resides with any Department Head, but I do say that that employee must be protected; he is a career employee, not a transitional staff member knowing that they will be terminated at the change of administration; what would be the objection, if as you state there is no such case, to having this Aldermanic Board retain that authority for itself. Mayor Shaw asked Mr. Bourque if the Aldermen have the ultimate power to rule on employee matters, and what have we done in the past. Mr. Bourque advised in the case of permanent non-affiliated employees, the Ordinance gives the right to appeal on discharge to the Personnel Appeals Board; that if this Board wants to retain ultimate authority and to hear appeals from the Personnel Appeals Board, it can easily do so by passing an Ordinance. Mayor Shaw advised the Board must decide whether they want to leave that step in the middle that should an employee have the right to come to the Aldermen before he goes to the Appeals Board, three citizens appointed by the Aldermen to hear appeals, and then, if they should grant his request, why would he have to

come before the Aldermen if his request was granted that he was terminated unjustly; that you could pass another Ordinance that says after you have lost there, you could come back to us or, do you want to hear the appeals of every employee on every single aspect or do you want to have an Appeals Board. Ald. McDonough responded when he is cast adrift for personal antipathy or without cause; that the Ordinance does say we would be shorn of all authority in such matters speaking, I suppose, specifically of the Personnel Committee and not the Aldermanic Board. Mayor Shaw advised the Aldermen granted that authority to prior Boards because they didn't want to be in the middle; they wanted to have an impartial group appointed by themselves; I know you have concern that somehow we are going to abuse the system, but in two years time, we are coming up on our first appeal. Ald. Provencher advised the Appeals Board was set up to get an impartial group and eliminate the politics; that if it is going to come back to this Board for final approval, then we might as well eliminate it altogether. Mayor Shaw advised that Ald. McDonough is presuming that the employee would lose before an Appeals Board; that he might feel that the employee would win, and who would the Department Head appeal to; that you would have to take the power back or leave it; why don't you have it that it goes before the Appeals Board and then decide on a case by case basis that you wish to hear something. Ald. McDonough advised it was the language in the communication from the City Solicitor. Mayor Shaw commented the employee always has the ultimate resort of going to the Courts. Mr. Bourque advised he has not used the word shorn and he does not mean to shear the Aldermen of any authority. Ald. McDonough advised that in Mr. Bourque's communication which he sent to the Personnel Committee, he stated that dismissed employees with permanent status may be accorded a hearing before the Personnel Appeals Board which will have jurisdiction and further that the Aldermanic Personnel Committee could take no meaningful action on the dismissal itself; that if you accept that as a precedent, you are damning the chances of any of the career employees who did not wear their tie correctly on a given day when the Department Head was in a fowl mood; members of this Board know full well what I am talking about, and they were just as troubled as I was a few weeks ago. Mr. Bourque advised he was assuming that the Personnel Appeals Board is not going to give a fair hearing. Mayor Shaw commented he was declaring that a Board appointed by the Aldermen themselves would be incapable of giving a fair hearing. Mr. Bourque distributed copies of the letter in question so there would be no doubt as to what was said. Mayor Shaw inquired of Mr. Bourque, that he gives an opinion, then his opinion is judged by the Aldermen as to whether this decision is correct or incorrect; that it is his opinion, not the rule we go by; that the Chair could rule either way, and the Aldermen can override whatever the Chair rules. Mr. Bourque advised that by Charter the City Solicitor is charged with responsibility to see to it that City Officials perform their duties in accordance to the Law. Ald. Dwyer advised that the Appeals Board could be swayed where there would be an injustice done and there would be nothing that could be done about it. Mayor Shaw advised you are saying that the very people who you appoint to any Commission could not do their job correctly, and inquired of Mr. Bourque what would happen to an employee who appeals to the Appeals Board and feels that the decision is not right and goes to the Courts and wins his argument. Mr. Bourque advised that most likely the decision of the Appeals Board would not be overturned based on evidence. Ald. McDonough advised as one who has been down that twisting path,

you will go to Court and pay thousands of dollars that will come out of your own pocket even though you beat them; that many of these employees don't have the thousands. Ald. Rinker inquired even though we could not get the employees job back if the Appeals Board ruled in that direction, couldn't we call the Appeals Board on the carpet and talk to them about that issue. Ald. Thibault advised in the 6 - 7 years that he has been on the Board, there are about seven new Aldermen on the Board who may not know about the Board of Appeals and its procedures; why couldn't you put out a Committee to sit with the Board of Appeals and find out what they do in cases like this and come back with a recommendation. Mayor Shaw advised we have had a person resign from the Appeals Board because they have never had a hearing in two years. Ald. McDonough advised the City Solicitor answered the question when he said that the Board did have an inherent right and with the authority would transcend even by Ordinance, the Appeals Board. Ald. Pepino advised the Appeals Board has not had a hearing in 3 or 4 years so how can we decide if they are doing a good or bad job. Ald. McDonough advised they have had no appeals or problems because behind the scenes the Aldermen have worked diligently to resolve the situations; we don't let it get that far. Ald. Pepino advised he was on the Personnel Committee and we are talking politics now. Ald. McDonough moved that the Board go on record as stating that it retains for itself the ultimate authority in such matters. Mayor Shaw advised you would need to pass that in an Ordinance form; that you have already given that authority away; that to make a motion without the power of an Ordinance has no meaning. Ald. McDonough moved that this matter be sent to Bills on Second Reading that this Board retain for itself the ultimate authority in the case of dismissed employees that feel they have been unjustly terminated. The motion was duly seconded by Ald. Gimás. Mayor Shaw advised that on motion made to send matters to Bills on Second Reading, they go automatically, and he so ordered it be sent to Bills on Second Reading.

Communication was presented from Ald. Dwyer recommending that a Committee be formed to come up with some guidelines for the three departments issuing permits for multi-family homes and also to review the Zoning Ordinance and recommend change if need be. Lengthy discussion followed in which Ald. Dwyer reiterated the statements made in the communication, advising these problems had to be addressed and recommending a Committee be formed to set up guidelines for builders and contractors to comply with, the Board concurring there were some problems with the Zoning laws. Mayor Shaw recommended a Committee be formed of Ald. Provencher, Dwyer, Pepino and Rinker, and Department Heads of Highway, Planning and Building Departments to look into these problems and come in with recommendations. On motion of Ald. Dwyer duly seconded by Ald. Osborne it was voted to set up this Committee as appointed by Mayor Shaw. Mayor Shaw appointed Ald. Provencher Chairman of the Committee.

Communication was presented from Ald. Osborne submitting an amendment to Section 3.20 of the Charter. Ald. Osborne moved to pass the amendment as presented. The motion was duly seconded by Ald. McDonough. On a roll call vote, Ald. Carignan, McDonough, Pepino, Osborne, Gimás, Dwyer, Crotty, Thibault, Provencher and Rinker voted yea; Ald. Burkush and Cashin voted nay. The Clerk advised there were ten yeas and two nays and the motion carries.

Mayor Shaw advised a motion would be in order to send this to a Public Hearing. On motion of Ald. Osborne duly seconded by Ald. Gimás it was voted to refer this to Public Hearing to be held July 2, 1984 at 6:30 in the Aldermanic Chambers.

Motion

Motion

Ref.Cm.Bo2R

Cm.fr.Ald.
DwyerCommittee
Set Up
Voted
Ald.Provencher
ChairmanCm.fr.Ald.
Osborne

Roll Call

Voted

PublicHearing
July 2, 1984
6:30 P.M.
Voted

Communication was presented from concerned parents citing the need for quality day care facilities in the city and requesting that the Board study this problem. Mayor Shaw advised this communication would be referred to the newly formed Committee to look at Zoning problems; that he has spoken with the Zoning Board, and they will be making some basic changes in their procedure in the very near future; that they will be meeting at the Library and their meetings will be recorded.

Cm.fr.Concerned
Parents

Ref.to Newly
Formed Cm.

Communication was presented from the Laval Street Concern Group requesting a hearing at the Aldermanic Meeting of June 5th to request the Board to investigate the granting of a building permit to Granite State Machine located on the corner of Kelley and Joliette Sts. and to assist in finding a solution to the problems. Ald. Provencher advised there is no doubt that some of the abutters were never notified, and it has been well publicized as to what happened there; that the Zoning Board was heard and there were a few abutters who were not notified of that meeting; that the City admits that mistake, but no one seems to know what to do about it; that the City Solicitor says that the Board of Aldermen have no authority to ask the Zoning Board to rehear the petition; that they are asking us to investigate this matter and assist them in finding a solution to the present and future problems to be caused by the current construction of the Granite State Machine; that they also don't feel they should pay any Court costs or Attorney fees; that I heard from Allard Industries today and they don't feel they should be paying for any Attorney fees either. Ald. McDonough advised a parallel case is Dr. Tenn who was, in my judgement, denied his constitutional rights because he was never properly notified that Mr. Ingram would be building that kind of building and would infringe upon his rights next door; that the notification that went to Dr. Tenn, did not go to him at all, but to one deceased; that Dr. Tenn did hear on the street just hours before the hearing that a hearing was going to take place, and consequently he went in there ill prepared, not knowing what he was to face; that I think in matters of such magnitude, that he should be extended every courtesy so that he should go in and be able to present his case logically and legally; that I make a motion that these two cases be joined and referred to Administration Committee for further investigation and evaluation. The motion was duly seconded by Ald. Gimas. Ald. Pepino advised he has a problem with resident's rights being violated due to improper notification; that there is no telling how many times this has happened in the past that we never heard about; that I want to know why these people were not notified; that I would like the Committee to meet next week on this matter. Ald. McDonough clarified that the understanding is that all principles will be invited to air their grievances to this Committee, Mayor Shaw advising that is what an investigation means. Ald. Osborne, Chairman of Administration, advised he had no problem with a meeting next week. On the motion it was so voted, report to be made to the Board on July 2nd.

Cm.fr. Laval
Street Concern
Group

Motion

Ordinances:

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending the Code of Ordinances by Inserting Chapter 7 1/2"

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to read by title only.

These Ordinances having had their third and final reading by title only, on motion of Ald.

Thibault duly seconded by Ald. Provencher it was voted on passing same to be ordained.

Ref.Cm.
Administration
Ordinances

ByTitleOnly

Passed to be
Ordained

Ald. Thibault

Ald. Thibault advised that some type of verbal agreement was reached by the former administration to do some sidewalk work in front of the Crotched Mountain Courtyard Apartments; that the money was appropriated in the wrong area and he would like Mr. Hoben to speak to this matter. Mr. Hoben advised the program the Board has established is for school walking routes; that the Main Street area would not rank highly in terms of the things that CIP looks at in determining where these walking routes would be established; that they take into consideration the volume of traffic on the street, the number of elementary students using the route and the ability to use an alternate route; that there may be an opportunity to do that stretch of sidewalk if the Board wishes to provide a different program, understanding this might set a precedent for other areas of the City; that the problem could be worked out by CIP Committee. Ald. Thibault advised it has been almost one year since these people were promised that something would be done, and he would appreciate it if there is a method to resolve this, that it be worked out. Ald. Cashin advised that no one from any previous administration ever approached the CIP Committee asking for sidewalks for handicapped on Main Street. Mayor Shaw advised the Highway Department came forth twice with this proposal, but it was out of order because it wasn't a school walking route. Ald. Thibault advised if you were to go up there while the kids are getting out of West High School, and you see the amount of pedestrian traffic on that street, it is probably a more important sidewalk than even Conant Street; that these are handicapped people with motorized wheelchairs who are having a real problem getting in and out of there; that if there is a way to fund it, as Mr. Hoben says, then I would like that to be done. Mayor Shaw advised it was being worked on.

Suspend Rules
BMA Meeting
July 2, 1984

On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to suspend the rules and reschedule the meeting of July 3rd, 1984 to July 2nd.

Adjourn

There being no further business to come before the Board, on motion of Ald. Burkush duly seconded by Ald. Gimas it was voted to adjourn.

A true record. Attest.

James E. Provencher
City Clerk

SPECIAL MEETING - BOARD OF MAYOR AND ALDERMEN

June 19, 1984

7:15 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Provencher. Absent: Ald. Thibault.

Mayor Shaw called a recess to permit the Committee on Enrollment to meet.

Mayor Shaw called the meeting back to order.

A report of the Committee on Enrollment was presented wherein it respectfully certified, after due and careful consideration, that Ordinances

Amending Chapter 9 of the Code of Ordinances by inserting new Sec. 9-21.1
Emergency Fire Lanes

Amending Sec. 14-199 License Fee of the Code of Ordinances

Amending Chapter 2, Article IX of the Code of Ordinances by inserting a new
Sec. 2-154.1 Personal Property of Employees

Amending Section 17-16. Sunday Activities of the Code of Ordinances

Amending Section 18-26 of the Ordinances of the City of Manchester

Amending Section 18-26 of the Ordinances of the City of Manchester

Amending Chapter 10 Food and Food Establishments of the Ordinances
of the City of Manchester

are properly enrolled. On motion of Ald. Burkush duly seconded by Ald. Osborne it was voted
that the report of the Committee be accepted and the recommendations adopted.

Adopted
Ordinances

Ordinances:

Amending Chapter 9 of the Code of Ordinances by inserting new
Sec. 9-21.1 Emergency Fire Lanes

Amending Sec. 14-199 License Fee of the Code of Ordinances

Amending Chapter 2, Article IX of the Code of Ordinances by inserting
a new section 2-154.1 Personal Property of Employees

Amending Section 17-16. Sunday Activities of the Code of Ordinances

Amending Section 18-26 of the Ordinances of the City of Manchester

Amending Section 18-26 of the Ordinances of the City of Manchester

Amending Chapter 10 Food and Food Establishments of the Ordinances
of the City of Manchester

On motion of Ald. Osborne duly seconded by Ald. McDonough it was voted to read by title only.

Title only

Following their third and final reading by title only, on motion of Ald. Burkush duly seconded
by Ald. Carignan it was voted that the Ordinances pass to be ordained.

Ordained

Mayor Shaw advised that this being a special meeting no further business could come before the
Board except with unanimous consent and requested such consent to bring a matter before the

Mayor Shaw

Board. On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to grant unanimous
Consent. Mayor Shaw advised that there was a vacancy on the Personnel Board of Appeals due to

Unanimous
Consent

the resignation of Kathy Green and that he would like to nominate William Varkas, a former
school principal, to fill the vacancy. On motion of Ald. McDonough duly seconded by Ald. Gimas
it was voted to suspend the rules to permit confirmation of Mr. Varkas. On motion of Ald.

Nomination
Pers. Bd. Appeals

Wm. Vargus

Carignan duly seconded by Ald. McDonough it was voted to confirm William Varkas as a member of
the Personnel Board of Appeals, term to expire March, 1985.

Confirmed under
suspension of
rules

There being no further business, on motion of Ald. Burkush, duly seconded by Ald. Osborne it
was voted to adjourn.

A true record. Attest.


City Clerk

BOARD OF MAYOR AND ALDERMEN

PUBLIC HEARING

July 2, 1984

6:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Mayor Shaw advised that the purpose of the Public Hearing was to hear those wishing to speak for or in opposition to two proposed Charter Amendments; that the Clerk would present the Charter Amendment for discussion at which time those wishing to speak in favor would be heard, followed by those wishing to speak in opposition; that anyone wishing to speak must first step to the nearest microphone when recognized and recite his name and address in a clear, loud voice for the record; that each person would be given only one opportunity to speak and any questions must be directed to the Chair.

The Clerk presented the first proposed Charter Amendment:

Amending Section 8.05 Incompatability of Offices by deleting the existing section and inserting in place thereof, the following:

No compensated employee of the city, and no school teacher or other employee of the Manchester School District, shall be a member of the Board of Mayor and Aldermen nor of the School Committee. The acceptance by any such employee of office as a member of the Board of Mayor and Aldermen or of the School Committee shall vacate his office as an employee of the city, including that of school teacher or other employee of the Manchester School District. No member of the Board of Mayor and Aldermen nor of the School Committee shall be employed, during the term for which he is elected, by any department, board or commission of the city in any other capacity or in any other position of employment by the city, including as a school teacher or other employee of the Manchester School District, with compensation.

Mayor Shaw called for those wishing to speak in favor.

Mayor Shaw called for those wishing to speak in opposition.

Ald. Gimas commented that he would like this amended to keep the current member on the Board,

Mayor Shaw advising this should be discussed in the regular Board Meeting; that the Public Hearing is for public input.

The Clerk presented the second proposed Charter Amendment:

Amending Section 3.20 of the Charter by striking out Subsection (b) and inserting in place thereof the following:

(b) Exclusive personnel responsibility: Except as hereinafter provided, the department head shall have exclusive responsibility for hiring, promotion, and discipline of personnel within his department subject only to the requirements of personnel ordinances and to the provisions of grievance procedures contained in collective bargaining agreements. In the basic services departments, and the department of aviation and in the department of water, the board, commission or authority shall have exclusive responsibility for hiring, promotion and discipline of personnel within the department subject only to the requirements of the personnel ordinances and to the provisions of grievance procedures contained in collective bargaining agreements.

In addition, the board, commission or authority of the basic services departments, the department of aviation and the department of water shall have the right to delegate personnel responsibility as it may deem necessary to the department head.

Mayor Shaw called for those wishing to speak in favor.

George Morrisette was recognized and stated:

I am here to speak relative to the amendment of the Code of the City of Manchester to restore the authority that goes along with the responsibility of Commissioners. The City of Manchester has a form of government that calls for Commissions to manage the departments. I use the word manage because the legislature does not allow for anything else but a Commission-form of government or a City Manager. If you are going to get rid of your Commissioners, then you might as well change the form of government, because you will have no one accountable to the Board of Mayor and Aldermen and to the taxpayers. The reason why the Legislature set up a Commission form of government, was to protect the interests of the taxpayers. You hear about the responsibility of the Commissioners to the setting of policies - that is a myth. Under the City Charter and under the State Law, the City Charter vests control and management of the various departments, with authority over all expenditures and money appropriation. I would like to know what business under Section 3.20 the budget authority over expenditures, rests with the Commissioners. How are you going to run a business if you don't have control over labor, because labor is the main instrument of cost control and efficiency control. In private business you have a little item called profit, and if you would eliminate that, then the managers of the business would have a field day - you wouldn't need any, because you don't have to make a profit. To protect the taxpayers, the law calls for management and budget to be under the control of the Commissioners who are directly controlled by the Aldermen. I was shocked to read in the paper about the Chamber of Commerce coming out against this bill, obviously those boys don't know what is going on. I have never seen them at any of the meetings - I was a Commissioner of the MTA for 5 years, I am on the Water Works now, I was on the Highway Department. They obviously don't know that each month we have a large group of items that we work on - we don't set policies - that's a bunch of bull. We make serious decisions relative to financial matters, like the thing that came out today between the City of Manchester and the Town of Auburn, calling for a very tough decision. I want to compliment Ald. Osborne for coming out and taking a stand - I never talked to him about this issue. The Department Head's function is to manage his department, with a responsibility to his Commissioners, and we, in turn, are responsible to you. Any 12 of you can tell us Commissioners that we have to do this, or you are not doing this, or if you notice a bunch of Highway Department trucks eating at the same restaurant. We are suppose to keep our eyes open and be continuously cost conscience. It is true that there is always the possibility that a Commissioner might recommend someone to be employed, and I think that is the only reason that you may want to maintain - but that is not enough of a reason to maintain the status quo. I never recommended a single driver or mechanic for 5 years on the MTA, and there isn't anyone on the Highway Department or on the Water Department. I know that there is going to be a large group of people blowing their own horn. Obviously, everyone likes to be the big boss and the absolute boss, but remember the old philosophy that absolute power in the department head can result into very bad decisions for the taxpayers. You get rid of your Commissioners, and for \$100 or \$200 per year, or whatever it is that the Commissioners are getting, believe me it doesn't even cover our expenses. You won't even give us a pencil or eraser. We are there to do a job in good conscience. We are professional people who give up their time, but give them the authority that goes with the responsibility.

Daniel Howe, 57 Ainsworth Avenue, was recognized and stated:

I was formerly an employee of the Manchester Water Works Department. One month ago I was terminated from my position without prejudice for medical reasons. The medical reasons started in October of 1978 laying water mains for the Water Works. The last time I went out, which was last August, something happened to resurface my injury at home and I am still fighting to get on Workmen's Comp, it is going to court in August. It has not been finalized yet, yet I was still terminated from my job - fired outright - and I am a permanent employee and have been for six years for the City of Manchester. I think that is the main reason not to put the power into one man's hands, because one man should not have that kind of responsibility for the life and death of a person who wants to work for him, whether he has the opportunity or not, at least the person is making an attempt, but the person gets fired, and there is not much he can do about it. I have filed a grievance with the Union.

Ronald Philibert, 38 Upland Street, President of the Manchester Firefighters Association Local 856, was recognized and stated:

I stand here in support of the amendment of this Charter. When it originally came about before the Charter Committee, the Union of Local 856 petitioned the Charter Committee to stand by the Commission form of government. We feel that it has worked in the past, we feel it can continue to work. We did make a suggestion at that time that would also include the department head as part of the Commission with a voting power in the Commission, but the Board did not feel, at that time, that it was a wise decision. I do stand in support of the amendment to go back to the Commission form of government.

Bob Rivard, 180 Jobin Drive, was recognized and stated:

I have the honor of serving as Chairman of the Manchester Highway Commission. I appear here tonight to support Ald. Osborne's amendment. I firmly believe that all Commissioners should have the responsibility of making decisions in all the departments in the City of Manchester. I have had the good fortune to serve on the Highway Commission for many years, and I think that the process that we operated under for many years worked very well. For some reason someone decided to change it. I think that one of the most important things

that happens within a Department is hiring, firing and promoting of individuals, and you have a lasting effect on the person who was either hired, fired or bypassed. I certainly think that the expertise that all the Commissioners have in the City certainly should be put to use, and I would hope that the voters in the City would also support Ald. Osborne's amendment when it appears on the ballot in September.

Michael Roche, 57 Cartier Street, President of the Manchester Water Works United Steelworkers of America Local 8938 and Chairman of the City Retirement System in Manchester, was recognized and stated:

It is the Local Union's position to support Ald. Osborne's proposal and that it should go on the referendum this September. I work at a very small department and we have had many problems in the last 5 or 6 years, and when you give too much power to one individual you are creating a dictatorship. Even though it may be good for the individual's ego, it is bad for the employees. If the Commissioners don't have the power, they are just rubber stamps, and you might as well save the taxpayers money and do away with all Commissions.

Frank Wageman, 136 Carnegie Street, Chairman of the Police Commission, was recognized and stated:

I went on the Commission several years ago, and I knew at that time that we were involved in promotions, so I called a good friend who had worked in personnel for years, and asked what a good policy was to go by in giving promotions to eliminate any political influence. He said "all things being equal, longevity is very important." I think that a lot of department heads have overlooked this fact. We don't have any definite promotion policy, they don't look over these files very conscientiously. When I say all things being equal, I don't mean the fellow who gets 95 on the test and has been on 6 years, is going to be promoted over the fellow who has been on 12 years and gets 70 on the test - the fellow who has been on 12 years and he passes the test he is entitled to promotion. I don't think we have a problem in the Police Department, even though Chief King has got the authority to promote, we don't have the problem. Chief will probably discuss these promotions with the Commissioners, and out of respect for the Commissioners, he talks these things over. We might object to someone that he wants, and he will listen to us. Considering Ald. Osborne's proposal, in the future, you might run into problems if you leave that authority vested with one man. You have 5 Commissioners, but if you wind up with 2 lemons out of 5, you are still in a pretty good position. But if you wind up with one lemon out of one lemon, you are in a tough position.

Ald. McDonough was recognized and stated:

Down through the years, I have noticed that the Manchester Fire Department has been singled out for unique honors nationally, and so has the Manchester Police Department. Readers Digest had an article on the Manchester Water Department stating that our water has purity second to none in the country. I say that these triumphs came, not in spite of, but because of the Commissioners who did such an excellent job. We have all recieved a couple pieces of correspondence from Atty. Middleton and David Messier, of Moreau's, and not detracting from these fine gentlemen, I think to impugn the record of any Commissioners retired, to profane the memory of any Commissioners deceased, is despicable. I think that if you equate the triumphs that I sighted tonight with cronyism and ward-healing politics, that you owe those Commissioners past and present an immediate and sincere apology.

Mayor Shaw called for those wishing to speak in opposition.

Tom Sweigler, 649 Amoskeag Place, President of the Greater Manchester Chamber of Commerce, was recognized and stated:

I am here to represent that organization and the 670 some odd business and professional firms that are members. You have all received some correspondence from us, and I will be referring to that correspondence in my remarks. The Board of Directors of the Greater Manchester Chamber of Commerce unanimously approved a policy recommendation to oppose the proposed change to the City Charter being considered by the Board of Mayor and Aldermen. This action took place at the regular monthly meeting of the Board of Directors on June 19, 1984. It is our understanding that the proposed Charter change would remove the responsibilities for hiring, promotion and discipline of personnel from certain department heads. Our action to oppose this recommendation is based upon several factors, among them being these: the present City Charter was only recently implemented and we feel that it is premature to recommend such drastic changes; that if it is perceived that changes should be considered, the Charter provides for the appointment of a Charter Review Committee, in fact it requires it at least once every ten years, and we feel that this would be the better process to take, and review any single proposed changes as how it blends in with other sections of the Charter. We feel that the current Charter gives proper responsibility to Department Heads that is in line with the effective management policy and procedures. An extensive city management review is presently being conducted at considerable expense and effort by the private sector. We feel that it would be inadvisable to propose major revisions in management procedures prior to receiving the final report from Manchester Management Review Incorporated, whether that report addresses this particular issue or not. There have been several comments from various sources regarding the pros and cons of leaving this personnel responsibility in the hands of the department heads, versus turning their back to the Commissions, Boards and Authorities. We feel that the present structure, given the day to day responsibility for personnel matters to department heads should remain. Department Heads are the people who have the expertise and are most familiar with day to day operations. If this system is not working to everyone's satisfaction, reverting back to a system that at times did not work to satisfaction, would solve nothing. The current system has been proven in many sectors to be far more successful

and the challenge is to make this system work as well as possible. Commissions, Boards and Authorities are given the responsibility to oversee the management and operations of various departments. They have the authority and responsibility to manage budget, advise in operating policies within the confines of the Charter and can give advice and council to the various department heads. It is our position that with these broad responsibilities, not dissimilar to that of a Board of Directors, the Commissions have many opportunities to directly or indirectly influence the actions of department heads. If there are obvious abuses, they carry the responsibility to properly reprimand a department head, recommend corrective measures, and if necessary, to cause the initiation of more drastic action. We do not understand how any Commission, Board or Authority can feel that they have the expertise and understanding of day to day operations to enable them to make decisions on every type of person that should be promoted or given various responsibilities. This would require a Commissioner to be a full time employee of the particular department, rather than being in a position to oversee it's operation and to set policy and procedures. In this recent debate there has been suggestion that we should let the people decide which is the best way to operate. That decision was made when the present Charter was passed. If we were to take each section of the current Charter and use this same approach, we would have to present the entire Charter piecemeal at various times to the general public and let them make independent decisions. This would be a lengthy and expensive process and probably would result in a governmental form that would not be workable. The current Charter was carefully thought over, reviewed and presented to the general public with thorough backup information and a thorough educational process. They approved it and it is the responsibility of the leadership of this fine City to make sure it is implemented and operates in the most effective way possible. If this is not an agreeable approach, then appoint a Charter Review Committee as outlined in the Charter. I happen to manage an organization that is a non-profit organization. I do not have a direct profit motive. In no way do I think that impairs my efforts and ability to operate in the most effective and efficient manner possible. We sincerely request that you do not place this question on the ballot this fall, for in doing so we think it would be an expensive and unnecessary procedure.

Deputy Louis Craig, Manchester Police Department, representing Chief Thomas King, was recognized and stated:

We are opposed to this amendment. The Chief feels, in deference to Chairman Wageman's comment that the way he is doing it now is the proper way of doing it with respect to making promotions. I think the crux of all of this is because of promotions within the City, and the way it is being done now, the Chief is conferring with his superior officers who work day in and day out with individuals who are being considered for promotion. Along with that, as the Commissioner indicated, he also concurs with the full Commission on promotional matters. With regards to the hiring of people, we give everyone every consideration who applies for the Manchester Police Department. With respect to discipline and the firing of people, that rests with the Chief and the Commission. Everyone says what does the Commission do with the Manchester Police Department. They are concerned fully with financial matters, they are the overseer of the Chief of Police and establish policy for the Manchester Police Department, and they are involved in problems that come up in discipline. Based on that, Chief King feels that we should maintain the way it is now at the present time.

Frederick Elwell, 200 Hillhaven Road, Director of Manchester Water Works, was recognized and stated:

It should come as no surprise that I would speak in opposition to the proposed amendment recognizing the responsibilities of the Commission as previously stated by the Chamber of Commerce Representative and Deputy Craig. It is quite imperative that we have Commissions who act as policy makers and overseers and Board of Directors. I would call your attention to the fact that many of our larger and medium size and smaller corporations in the United States operate under that system. Those people, however, have general managers, presidents of their company who operate and manage and lead the day to day business operations of those systems. The Manchester Water Works has, for a long period of time, by active prior Commissions, vested in the Department Head the responsibility of hiring and firing. I have attached to the statement that I have provided, some information that deals with the procedures that are used within the Manchester Water Works and I would submit to the Board of Mayor and Aldermen that several years ago an Ordinance change they dealt with the question that related to equal employment in hiring coupled with the responsibility of appointment of Department Heads and the responsibilities as addressed in the Charter for revision that has been passed, would indicate to you that all of those things should be operated together and not looked at individually. My recommendation would be that the matter not be referred to the electorate, that it be defeated here by your Board.

Nick Hart, 225 No. Bend Drive, Selectman in Ward 1 and Vice-Chairman of the Charter Commission, was recognized and stated:

I opposed this amendment first of all because we just got through with the Constitutional Convention. There are going to be ten questions on the ballot from the Constitutional Convention. I am speaking for myself, no one speaks for the Commission. It is a shame that this is appearing on the September ballot because the Primaries do not bring out the people, and maybe that is the idea of the Alderman who has projected this, to get less than 50% of the people to vote on it. I can readily understand that that is the only room on the ballot. The burden of proof is on the advocates of this change. There has been no problem in the past two years, that I know of. Name the Department Head that is not doing his job properly, show the public where you can save them tax dollars if you go back to politics as usual. Some Commissioners have threatened to resign right in this room because they have lost their authority, but I would like to find out how many have actually resigned. I assure you that you have ten names for every Commission that wants to resign, that doesn't

have the authority. Who is kidding who? The authority that we gave you people that you didn't have before was every six years. You can approve a nomination that comes from a Commission. The Commissioners now nominate the Department Heads. They never had that authority before, now they do have it. The Department Heads shall be nominated by Boards of Commissions subject to confirmation of the Board. The authority of the Department Head makes them the boss of their Department. Before, it was politics as usual. Each Department Head shall serve six years. That wasn't so before, they ran on and on. You people have the authority to give Department Heads and Commissions directives. You never had that before, and in the past two years, you have never used that directive. The Board of Mayor and Aldermen may issues directives to Boards, Commissions and Department Heads. There are several things that you people are not doing that you should be doing as far as directives. If you are unsatisfied with these people, call them in. You people will vote on these people. There is no reason for change now, and I would say one thing an old Yankee said, "stand up to be seen, speak up to be heard, and shut up to be appreciated."

Fred Kfoury Jr., 941 Chestnut Street, a Director of the Chamber of Commerce, was recognized and stated:

I speak solely for myself. I have come to like this City an awful lot. I think the Mayor and Aldermen have done an excellent job. The Commissioners have done an excellent job over the years, but the businessmen in this community have become a lot more human relations oriented and I would like to think that those in City government have been to. I think it has been an absolute necessity. There are some times that decisions are made that one does not understand, and if you listen to one side of the story you don't get the whole picture. There are two, three or four sides to a story. In order to have effective management, you have to have a head. If you have five or four heads to a particular group or body, they cannot effectively manage. This is not new, and we have seen this throughout history. The Russians tried it, and it failed. They tried to have three leaders. You cannot have in business, government, a person reporting to five people. It is my feeling that in this particular piece of legislation, you are going to get that feeling of who do I report to. We must report to one person as a worker, and if that person is doing a job that is inadequate and not right, he should be reportable to the Commissioners, as he is now. And the Commissioners have to report to the Board of Mayor and Aldermen, and ultimately, that is where the power resides. If somebody isn't doing the job correctly, it will be the Mayor and Aldermen to decide whether he is not doing that job. And whether he is not doing that job in the human relations field or in the management of the department in terms of fiscal or monetary responsibility, it is your duty to decide that. We vote you in, you appoint the Commissioners and the Commissioners appoint the Department Head, and they are responsible. He is responsible to them, and the people under that Department Head should be responsible to the Department Head. If he is not doing the job, that is who he is answerable to. If he is doing the job, that is who he is answerable to. If there is an injustice created, then a grievance procedure is set up that would handle that injustice.

John Hoben, 535 E. High Street, was recognized and stated:

I would like to point out a couple of things as it relates to this particular section of the Charter. I did serve on the Charter Commission, but I am representing myself. I assume that this change would restore what once was is not the case. I think the Department involved as it relates to the old Charter was a real hodgepodge with some real question in terms of who ran the show. In the case of the Highway Department, the Public Works Director had the entire personnel responsibility under the law at that time. Several others were also in that category. The Health Department situation where we wound up in a court decision to tell us who really had the authority over personnel within the Department. I think that is something that has to be looked at to, because this proposed change would not only restore certain powers, but actually create a pretty substantial change over the way many of these Departments operated before the new Charter was adopted. We did go to some length, as part of the Charter Commission, to consult with and consider the views of the Commissioners, and we sat through a lengthy hearing at Central High School specifically on Boards and Commissions, and in no case was the continuation of Boards or Commissions justified by the Commissions themselves or even mentioned, have anything to do with personnel. If I recall, it was citizen participation and advice, and Commission Wageman said that we are there to provide Chief King with a shoulder to cry on. The Charter took them at their word. If there is still a concern about vesting responsibility and authority so strongly in one department head who is looked upon by the Board to produce the results and should have the authority to do so, we may be looking at a little overkill here. There perhaps, with the City Solicitors advice, or using the approach that someone suggested about the Charter Revision Committee, there may be a way to provide some balance or prevent some future abuses over and above the grievance procedures and personnel appeals mechanisms that exist now. By using the Charter provisions and in particular the authority granted to the Boards and Commissions more fully, I think our concern when this was first passed was that there was going to be steps that would need to be taken to grow up to the powers in the Charter. The ability of the Board to issue directives is one of those that has not been looked upon. The abilities of the Boards and Commissions to define and develop administrative policies and procedures that help govern the affairs of the department and provide guidance to the Department Head is a second. I think those are more preferable to a retreat, and in fact in some ways to go backwards, by removing responsibility that once was and now is with certain department heads and restoring them to a body that cannot provide the time to fully attend to those matters.

When all wishing to speak had been heard, Mayor Shaw declared the public part of the meeting to be closed. Mayor Shaw advised we could take some motions to approve or disapprove the amendments. Ald. Gimas moved that the proposed amendment to Charter Section 8.05, Incompatability of Offices as amended to exempt any present member of the Board, be referred to the voters at a Special Election to be held Tuesday, September 11, 1984, in conjunction with the State Primary Election, the question to be posed in such a fashion as to be readily understood by all voters, to be prepared for the ballot by the City Clerk in consultation with the City Solicitor if appropriate. The motion was duly seconded by Ald. Rinker and it was so voted, Ald. Pepino recorded as opposed. Ald. Osborne moved that the proposed amendment to Charter Section 3.20, Exclusive personnel responsibility, be referred to the voters at a Special Election to be held Tuesday, September 11, 1984, in conjunction with the State Primary Election, the question to be posed in such a fashion as to be readily understood by all voters, to be prepared for the ballot by the City Clerk in consultation with the City Solicitor if appropriate. The motion was duly seconded by Ald. Crotty. Ald. Pepino commented he would like to ask the Board to reconsider this. Brief discussion took place relative to if this had to be decided tonight, Mr. Clark advising that a decision must be made within 7 days of the Public Hearing. Ald. McDonough commented that despite publicity by all the media, he has yet to receive one call expressing any opinion opposed to this change; that he feels this indicates that the voter is quite content with what is happening here; that of the 16 names that appeared in the Union Leader of the signatories to the document, 10 do not choose to live here in Manchester - they live elsewhere, as far away as Dover. Ald. Rinker advised he has very mixed emotions about this because he does not like the way that it was, he does not like the way that it is, and he does not like the way that it is going to be if it gets changed; that when the Charter was passed and everybody had their say, the Charter was not perfect, but it was better than the document that we had before it; that to imply that the people in Manchester had their vote is not fair, because I don't think the people in Manchester read the whole Charter to make decisions on these things; that I think from time to time we are going to have to approve or disapprove of other changes in the Charter that are logical because it was not a perfect document; that I am going to vote in favor of this simply because I think that the system of allowing the Commissioners to have the opportunity is better; that there is a little better protection for employees and a little better control if there is somebody for that department head to answer to because he does not have to concern himself with making a profit. Ald. Pepino concurred with Ald. McDonough that the people don't care about this issue; that it is strictly political. Ald. Cashin advised that the question before the Board this evening is not what the Chamber of Commerce feels, or what the Commissioners feel, it is what we feel; if you feel that by taking the authority and responsibility away from department heads to hire, to fire or discipline is good administrative practice, then you vote for this motion; if you feel that it isn't, then you should vote against it. Mayor Shaw commented that many of our departments do not have Commissions, and he is concerned that the Board feels that certain ones such as Police, Highway, Water, Parks are not capable of running their department and that is what we are saying, and yet Mr. Acorace, Mr. Jenkins and others are capable. On a roll call vote, Ald. Cashin, Ihibault, Provencher, Pepino and Burkush voted nay; Ald. Rinker, Carignan, McDonough, Osborne, Gimas, Dwyer and Crotty voted yea. The Clerk advised there were seven yeas and five nays. Mayor Shaw vetoed the vote.

Ald. Osborne moved to override the veto. The motion was duly seconded by Ald. Crotty. On a roll call vote Ald. Rinker, Carignan, McDonough, Osborne, Gimas, Dwyer and Crotty voted yea; Ald. Pepino, Burkush, Cashin, Thibault and Provencher voted nay. The Clerk advised there were seven yeas, four nays and the motion fails.

Ald. Gimas moved to discontinue all Commissions. Ald. Crotty duly seconded the motion. Mr. Bourque advised this would have to go to a public hearing. Ald. Osborne commented that he felt the people should have decided on this rather than us. Mayor Shaw advised we could look into appointing a Charter Review Committee. Mr. Bourque advised that this should be taken up at the regular Board Meeting. Mayor Shaw advised that the motion has to be made at the regular Board Meeting based on a ruling by the legal council, unless the Board votes to override my decision. There being no further business, Mayor Shaw declared the meeting adjourned.

A true record. Attest.


City Clerk

BOARD OF MAYOR AND ALDERMEN

July 2, 1984 7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Rinker.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Consent Items

CONSENT ITEMS

- a. Approved under supervision of Department of Highways:

New England Telephone petition #921329 for location of conduit

Sidewalk Improvement Petitions of:

Donald Tracy, 353 Manchester St.
C. Edward Bourassa, 168 Brook St.
Michel G. Demers, 434 Boynton St.
Thomas Pichette, 462 Dubuque
Joseph P. Kane, 395 Pearl St.
Leon Lapointe, 797 Somerville St.
Luigi's Pizzeria, 712 Valley St.
Robert A. Baines, 70 Rosemont Ave.
Jan Lango, 48 Taylor St.
Cynthia Unigman, 324 Walnut St.
Edward Wojtas, 295 Merrimack St.

- b. Informational to be received and filed

Communication from Executive Councilor Georgopoulos advising of items of interest on a state-wide basis.

Communication from MAG-NI expressing his opinion as to building taking place on Laval St. Ald. McDonough pointed out that the author of the letter is not a resident of Laval Street at all, he lives miles away; that he does own a business there, but to own a business and to live there among the squalor that he has created is different; that he speaks of beautification, and Ald. McDonough displayed pictures of the area, advising that he felt it was comparable to the sanitation landfill.

- c. Referral to Committees
BILLS ON SECOND READING

Communication from Cemetery Department advising of a decision to raise cemetery prices 20%, effective July 1st.

PoleLocation

Sidewalk Imp.
Petitions

Cm.fr.Ex.Cn.
Georgopoulos

Cm.fr.MAG-NI

Cm.fr.Ceme-
tery Dept.

Communication from John Grogan, Planning Director enclosing a possible amendment to the Zoning Ordinance concerning Child Care facilities.

Cm.fr.J.Grogan

Warrant for collection of Sewer Charges Levy, Quarter #3, in the amount of \$19,042.01 was presented as received. On motion of Ald. Rinker duly seconded by Ald. Provencher it was voted to commit the Warrant to the Tax Collector for collection under the hand and seal of the Board of Mayor and Aldermen as amended abating \$560.75 therefrom paid since preparation.

SewerCharges
Warrant

Voted

Communication was presented from Robert H. McCann, Executive Director of MHA relative to the Washington Street Development Project, together with a copy of the proposed Redevelopment Plan and requesting that a Public Hearing be held on Tuesday, August 7, 1984 at 6:00 P.M. On motion of Ald. Burkush duly seconded by Ald. Rinker it was voted to grant the request. Ald. Thibault commented he did not feel the 6:00 hour was fair to those citizens who just get out of work at 5:30 and might want to attend that hearing, Mayor Shaw advising that the Board has a meeting at 7:30 that night, and this will allow everyone the proper opportunity to be heard.

Cm.fr.R.McCann

Granted

Communication was presented from Diane Prew, Director of Information Services, requesting a telephone extension for use of the programmer, monthly charge to be absorbed in the telephone appropriation. Ald. McDonough moved to grant the request. The motion was duly seconded by Ald. Burkush. Ald. Pepino commented on the length of time that Mrs. Prew has been waiting for this phone. Mayor Shaw advised that it is an unspoken rule that the Aldermen approve all phones and inquired if it would be fair to say that if phones are within a department's budget and already approved, that to come back before the Board everytime they want to obtain a phone is not necessary. Ald. Thibault amended the motion to include that in the future, Mayor Shaw use his own discretion in granting additional phones within the line item, with problems coming to the Board.

Cm.fr.D.Prew

Motion

Amendment

The amendment was duly seconded by Ald. McDonough. On the motion, as amended, it was so voted.

Voted

Communication was presented from Clem Lemire, Superintendent, Parks and Recreation Department, requesting that the issue of a possible elderly drop-in center at Merrimack Common be discussed. Ald. McDonough commented that Mr. Lemire's letter was very detailed and self-explanatory, and moved that his suggestion be implemented at the earliest possible time. The motion was duly seconded by Ald. Osborne. Ald. Pepino commented he was impressed with Mr. Lemire's wanting to use Departments within the City to save on architects fees. Mr. Hoben advised this could not be jumped into right away; that they would have to consult with the Department of Interior as it is under their jurisdiction; that there is a letter in Lands and Buildings Committee on the issue of the Comfort Station; that there may be an opportunity to proceed with this idea after Lands and Buildings Committee has solved the immediate problem, by considering adding on to this facility next Spring after planning and other issues have been resolved; that the cost must be pinned down definitely if we are to stay with the quality standards in that entire area; that the operating cost of the facility must be considered; that the issue of the Comfort Station should be addressed initially, but done so with a second facility following after. Ald.

Cm.fr.C.Lemire

McDonough commented he felt we have been giving the elderly in Ward 3 nothing but lip service for six months; that they have been waiting six months for a bus shelter at the northwest corner of Central and Chestnut Streets for the elderly who have to face the biting cold and the torrid heat. Ald. Cashin inquired if this would effect the West Side Center, Mayor Shaw advising it would only effect the West Side Center if those citizens on the West Side wished it to effect it;

that the head of the West Side Center will go and visit another Center and come back to the Aldermen with recommendations. Ald. Thibault commented that the cost would have to come back to the Committee on Lands and Buildings which in turn will come back to the Board, so nothing will be spent until the Board approves it. On the motion it was so voted.

Voted
Cm.fr.J.Grogan

Communication from John Grogan, Planning Director, advising that the City Planning Board, at its meeting of June 21st, nominated Ald. Roland A. Carignan and John B. Howe as City representatives to the Southern N.H. Planning Commission for a term expiring June 30, 1988 and requesting consideration of the nominations and appointment. On motion of Ald. Rinker duly seconded by Ald. Gimas it was voted to approve the appointments as nominated.

Voted
Cm.fr.J.Grogan

Communication was presented from John Grogan, Planning Director, relative to a discontinuance of a portion of Gray St. submitted by Mrs. Rita St. Pierre and tabled at a road hearing held March 6, 1984, recommending removal from the table and denying the petition. Ald. Dwyer advised he has spoken to the woman and she is in favor of this. On motion of Ald. Dwyer duly seconded by Ald. Rinker it was voted to remove the petition from the table and deny the petition.

Voted
Cm.fr.J.Grogan

Communication was presented from John Grogan relative to dedication and acceptance of certain streets offered for acceptance by the MHA as part of the Grenier Industrial Park project, together with copies of dedication of Bouchard St., dedication of additional right-of-way for a portion of Perimeter Road and dedication of additional right-of-way for a possible future widening of Harvey Road. On motion of Ald. Crotty duly seconded by Ald. Dwyer it was voted to accept the dedications.

Voted
Cm.fr.F.Elwell

Communication was presented from Fred Elwell, Director, Manchester Water Works, requesting approval of a lease between Water Works and Sandy's Variety Store, said lease having been approved by the Board of Water Commissioners at their May 23rd meeting. On motion of Ald. Burkush duly seconded by Ald. Rinker it was voted to approve the lease and authorize the Mayor to execute for and on behalf of the City of Manchester.

Voted
Cm.fr.F.Elwell

Communication was presented from Fred Elwell, Director, Manchester Water Works, relative to payment of sick leave benefits and advising that at the Commissioners meeting of June 27th the Board adopted the following motion:

"That the Board of Mayor and Aldermen adjust the sick leave credits under the new retirement system to agree with the credits available under the old retirement system after 20 years of service."

Ref.Personnel
Cm.

Ald. Burkush moved to refer the commication back to Personnel Committee. The motion was duly seconded by Ald. McDonough. Ald. Gimas commented this man was getting penalized for going into the new system and this is ridiculous; that he felt we should settle this right here. Ald. McDonough inquired if there were any others who have been separated from the City since January 1, 1984 who are in a similar situation. Mr. Jenkins advised he was not sure how many there might be, but there are other aspects that should be discussed by the Personnel Committee; that this could be a tremendous cost to the City. On the motion it was so voted.

Rep.Cm.
Administration

A Report of the Committee on Administration was presented wherein they respectfully recommend, after due and careful consideration that the following Tag Day requests

Order of the Purple Heart	Saturday	August 4
Seventh-day Adventist Church	Thursday	September 20
Central High Music Department	Saturday	September 22

West High Music Supporters
Southern N.H. Skating Club

Saturday October 6
Saturday November 3

be granted and approved under the rules and regulations set forth by the Board of Mayor and Aldermen. On motion of Ald. McDonough duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendations adopted.

Voted

Report of the Safety/Ambulance Committee was presented wherein they advise that after reviewing bid proposals for ambulance service in the City of Manchester they rank the proposal submitted by Catholic Medical Center/Elliot Hospital first in the Basic Life Support category, at a three year cost to the City of \$504,350; that they rank the Catholic Medical Center/Elliot Hospital first in the Basic/Advanced Life Support category, at a three year cost to the City of \$1,076,416; that they rank Rockingham Regional Ambulance Inc. second in the Basic/Advanced Life Support category, at a three year cost to the City of \$740,720.; that Mayor Shaw also submitted a proposal to maintain the operation of the Ambulance service within the Fire Department and upgrade the service from Basic Life Support to Basic/Advanced Life Support combined; that the final decision of level of service and selection of the winning bidder rests with the Board of Mayor and Aldermen. On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to waive reading the Report as it was very lengthy. Ald. McDonough moved that the current level of support that we have, as offered in the Basic Life Support proposal by Catholic Medical Center/Elliot Hospital, be hereby accepted. The motion was duly seconded by Ald. Gimas. Lengthy discussion took place relative to the comparison between the CMC/Elliot proposal and keeping the service within the City. Ald. Thibault inquired if anyone has looked at the cost of the operation that we have now compared to the cost of CMC/Elliot Basic Life Support. Mayor Shaw advised that administration is a cost of running the ambulances; that when you give the ambulance to the hospital, the Fire Department administration will not drop at all; that the cost to the citizens for the CMC/Elliot plan is higher than the City's plan. Ald. McDonough advised two important points are the Fire Department wants no more ambulances, and the hospitals are eager to accept the challenge; and that as soon as you house EMT's in the same station as the firefighters, paying them less money, you are going to cause a jealousy that you are not going to be able to live with and soon you are going to have labor problems. Ald. Dwyer advised he spoke to the people in Concord, where the Fire Department provides the ambulance service and it doesn't cost the citizens anything, the taxpayers pay for it; that they have two ambulances with all Advance Life Support for \$240,000. for 32,000 people; that Concord has provided paramedics, but they must also be firefighters; they must take the firefighters test and take all the required courses; that if they are called out on a fire, and the first ambulance that gets there and they need another firefighters, they pull in the paramedic to fight the fire; so these men are available as paramedics and firefighters; they are in the retirement system and making 5% more than a regular fireman. Mayor Shaw advised the figures in his plan are higher than the actuals would be. More lengthy discussion followed, in which Dave Sharkey, CMC/Elliot, spoke to the issue of Basic Life Support versus Basic/Advanced Life Support. Ald. Provencher advised the City of Manchester has been very satisfied with the type of service that we have had for several years; that we want to change that service

Rep.Safety/
Ambulance Cm.

Waive reading
Voted

Motion

Move to Question

Voted

Ald. McDonough

Voted

Rep.Cm.Bo2R

Ordinance

oughttopass

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

oughttopass

AccRecAdopted

Rep.Cm.Bo2R

Ordinance

Oughttopass

AccRecAdopted

from the Fire Department to the Hospitals with the same level of service; that if we want to go into Advanced Life Service and pay for it, we can; the hospitals always want to save more lives, but we would have to pay that price; that the Committee felt we should keep the same level of service but give it to the hospitals. Ald. McDonough moved to the question.

On the motion to award the contract for Basic Life Support to Catholic Medical Center/Elliott Hospital, it was so voted. Ald. Cashin recorded as abstaining. Ald. Dwyer commented that it would be a three month waiting period until this service takes effect. Ald. Rinker commented he would still be in favor of looking at an advanced system. On motion of Ald. McDonough duly seconded by Ald. Dwyer it was voted that the City Clerk send letters of commendation to the respective Chiefs at the Fire and Police Departments for the splendid efforts through the years in providing ambulance service to the citizens of Manchester.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Sec. 18-31. Vacant Positions of the Ordinances of the City of Manchester"

ought to pass. On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Section 2-111 of the Code of Ordinances"

ought to pass. Ald. Gimaz moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. McDonough. Ald. Rinker advised that he voted against this in Bills on Second Reading Committee; that I admit that those people work harder than other Commissioners, but the increase from \$500 to \$1,200 is 150%, and the increase for the Clerk would be 60%, and I think that is too dramatic an increase in one year; that there is not a shortage of people willing to serve at the present salary; that I think this is an insult to other Commissioners who get much less. Mayor Shaw advised that the Zoning Board meets from 7:30 to midnight twice a month; that 50% of the increase will not take place until 1985.

Ald. McDonough advised as a consequence of the litigation we are about to get into, the Zoning Board is taking on additional proportion and importance; that if that Clerk is going to be following the certified letters and everything else to preclude what is happened at Laval Street and Dr. Tenn from ever happening in the future, then I think it would be money well spent.

Mayor Shaw advised the fees were passed by the Finance Committee in the budget process; that the people do work hard, either you believe that or you don't, and that is how you should vote.

Ald. Thibault moved to the question. On the motion that the Report of the Committee be accepted and its recommendation adopted it was so voted. Ald. Rinker and Pepino recorded as opposed.

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending Sec. 20 1/2-12 (c) of the Procurement Code of the Code of Ordinances"

ought to pass. On motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted that the Report of the Committee be accepted and its recommendation adopted.

A Report of the Community Improvement Program Committee and the Committee on Traffic, acting as a Committee on the Whole, was presented wherein they respectfully recommend, after due and careful consideration, that the recommendations contained in a report entitled Public Parking be endorsed and preliminarily approved. The Committee further recommended that the following initial actions be authorized to:

1. that the amount of \$100,000 in 1984 CIP Federal Community Development Block Grant Reserves be authorized to undertake engineering, traffic analysis, and preliminary design of the following improvements: a 2-level addition to the Canal Street Garage and a 500 to 600-car garage at Pine Street for construction in early 1985; a 1-level deck at the Pearl Street Parking Lot for early 1986 construction; and a 1-level parking deck at the Hartnet Parking Lot and options for control of property at Franklin Street for future consideration; and for this purpose, a Resolution is attached hereto;
2. that the City Coordinator be authorized to explore control of the future use of the so-called Carpenter Center parking lot at Middle, Franklin, and Merrimack Streets to protect existing and future parking resources in the area;
3. that the Traffic Committee be encouraged to consider at an early date increases in parking rates for on-street, meters, parking lots, and garages in general accordance with the schedule set forth in the report;
4. that the Manchester Housing Authority and the Traffic Committee be requested to take such steps as are necessary to allow for installation of parking meters on Commercial Street;
5. that the Committees on Traffic and Bills on Second Reading be encouraged to recommend an increase fines for parking violations to the minimum, level recommended in the Report;
6. that the Parking Meter Division of the Finance Department be authorized to procure such modern parking meter equipment as is necessary to accommodate the recommended increase in parking rates and to allow for flexibility in establishing parking rates in the future;
7. that the Police Department be encouraged and supported in vigorous enforcement of parking violations, particularly as it relates to "meter feeding" and parking in excess of time limits in no fare zones.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to waive the reading of the Report. On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted. Resolution referred Finance.

A Report of the Community Improvement Program Committee, meeting as a Committee of the Whole, was presented wherein they respectfully recommend, after due and careful consideration, that a proposed project to rehabilitate and reconstruct the so-called Smyth-Harrington-Opera House Block, involving approximately \$6 million in private funds up to \$1 million in public funds to support expanded retail, arts, residential, and office uses, be preliminarily endorsed. The Committee arrived at this recommendation with an understanding that the following public roles would be required: (1) adoption of an urban renewal plan; (2) possible acquisition of property; (3) relocation of residents and businesses; and (4) public improvements along and/or

Waive Reading
Voted

Reso. Ref. Fin.
Acc Rec Adopted

Rep.Cm.CIP

Motion

expansion of rights-of-way. The Committee further recommended that the Manchester Housing Authority be requested to work with the City and the proposed developer, The Stebbins Companies, in undertaking predevelopment work for the proposed project, and for this purpose, a Resolution is attached hereto. Ald. Cashin moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Burkush. Ald. Gimás commented that it seems that this is just going to be called a blighted area and have the Manchester Housing Authority run roughshod over everyone who owns property over there; that the person who owns the Strand Theatre has spent a lot of money in that place; are we just going to take that away from him regardless of what he has spent? Mayor Shaw advised that Public Hearings have to be held; that there is an attempt being made to settle the matter privately; that he bought it from the City of Manchester at a tax sale; that he has put money into it, and it is a nice looking facility; that the ownership of the building is 50/50 - 50% does not want to sell and 50% does; that if you feel it isn't blighted, then you would be opposed to this proposal. Ald. Pepino inquired why we need the Manchester Housing Authority on this. Mayor Shaw advised they were the only ones that could declare a building blighted, and there is a need to move people from this area into housing that is adequate for them. Mr. Hoben advised that in order to adopt an Urban Renewal Plan, it must be determined blighted in accordance with the law; there must be structural and economic analysis by independent experts; the needs and income of the people currently needing to be relocated must be determined before the Board is asked to take the final step and conduct a Public Hearing. Ald. Rinker commented he was sure they would declare the building blighted, Mr. Hoben advising the Board of Mayor and Aldermen make that determination. Ald. Pepino inquired how much it would cost the MHA to do this, Mr. Hoben advising between \$22,000 and \$25,000 to get to the point to adopt Redevelopment Plan; that after identifying the plan, \$1 million would be spent, over 1/2 of that dealing with the residents relocation; that land acquisition and any public improvements could be done through the Housing Authority or Highway Department; that if the Strand is required, two independent market appraisals must be done; that there may be more than one piece of property involved; that this must be priced out and presented back to the Board within a reasonable amount of time; that the MHA will come back with cost, timing, relationship with developer, and property required, how it is to be acquired, how disposed of and the reason for this step. Mayor Shaw advised he did not like eminent domain at all, and that he would hope that all parties would work very hard to resolve those issues amongst themselves rather than eminent domain; that the Mayor's Office spends a great deal of time with the citizens that live in that area and it is not healthy the way it is now, and this might solve that problem. On the motion to accept the Report of the Committee it was so voted. Under the rules the Resolution was referred to Committee on Finance.

AccRecAdopted
Reso.Ref.Fin.
Rep.Sp.Communi-
ty Imp.Prog.Cm

A Report of the Special Community Improvement Program Committee was presented wherein they respectfully recommend after due and careful consideration that the Manchester Housing Authority be authorized to continue its Housing Rehabilitation Program-Phase II into the 1984 Program Year. The Phase II Program is City-wide and is available to income eligible owners of single family or small apartment buildings. The improvement to one structure is intended to eliminate

a potential blighting influence in an otherwise stable neighborhood. The program is only available for structures of four units or less. The building must be owner occupied and the owner must be of low moderate income. In order to Finance this program, it is recommended that \$100,000 be transferred from 1983 Community Development Block Grant Reserves into the 1983 CIP Housing Rehabilitation Program-Phase II #6.10402B. Resolution attached. Ald. McDonough moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Carignan. Mayor Shaw advised that the Manchester Housing Authority charges approximately 21%. On the motion it was so voted. Resolution referred to Cm.onFinance.

A Report of the Special Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that the Manchester Airport Authority be authorized to purchase property in clear zone on approaches to Runway 17-35. Property would be taken as part of the Land Bank Program that was established in 1978 and allows the Airport Authority to purchase any property that becomes available and that is in the "Clear Zone" at the end of the runway. By eliminating these residential structures, it is generally felt that the potential risk of liability will be greatly reduced on the part of the City (reduction in the potential for personal injury or property damage due to accidents by aircraft). It is further recommended that the amount of \$35,000 be transferred from 1983 CIP Grenier Field Building Relocation #6.20102 to 1983 CIP Land Bank/Runway 17-35 Approach #7.30225 to accomplish the land purchase. Resolution attached. On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted. Ald. Dwyer recorded as abstaining. Resolution referred to Cm. on Finance.

Reso.Ref.Fin.

Voted

Rep.Sp.Cm.Imp.
Prog.Cm.

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration and following a meeting of the Manchester Housing Authority with the residents in the area, that the proposal of the Manchester Housing Authority to use approximately five acres of Rock Rimmon land for construction of a Community Center be denied. Ald. Provencher moved that the Report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Thibault. Ald. Pepino commented that this project could be followed back six months before coming to the Committee on Lands and Buildings, and suggested that they come to the Committee first and take it from there. Mayor Shaw advised they have to discuss it amongst themselves and get their Boards to agree to come forward; that they are following their procedure, and I don't know of a way to change it. Ald. Provencher commented that the buck stops here, and it has stopped here tonight. On the motion it was so voted.

Reso.Ref.Fin.
AccRecAdopted

Rep.Cm.L&B

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session Laws of 1951 and the Ordinances of the City of Manchester:

AccRecAdopted

Rep.Cm.Traffic

STOP SIGNS AUTHORIZED

Appleton and Elm Sts., NEC on Appleton
W. Appleton and Elm Sts., SWC on W. Appleton
Lincoln and Lake Ave., SWC on Lincoln
Taylor and Hayward Sts., NW and SE corners on Taylor

THROUGH TRUCKING PROHIBITED (9:30 PM to 7:00 AM)

Pine St., from Bridge to Webster St.

PARKING TIME LIMITED IN DESIGNATED PLACES

(b) The driver of a vehicle shall not park such vehicle for longer than two (2) hours at any time between the hours of eight a.m. and six p.m. of any day and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

North St., both sides, between Chestnut and Bay Sts. (8:00 AM to 6:00 PM)

(e) The driver of a vehicle shall not park such vehicle for longer than fifteen minutes (15) at any time in the following described district:

Pleasant St., south side, from a point 570 ft. east of Canal St. to a point 55 ft. easterly

STANDING FOR LOADING OR UNLOADING ONLY IN CERTAIN PLACES
(Sec. 20 of the Traffic Ordinances)

(d) It shall be unlawful for the driver of a vehicle to stop, stand or park such vehicle for a period exceeding ten (10) minutes, violations to be subject to impoundment with Chapter 15, Article III, Section 15-28 (f) of the Code of Ordinances in areas designated LOADING/UNLOADING LIVE PARKING TOW ZONE as follows:

Mechanic St., north side, from a point 20 ft. west of Elm St. to a point 200 ft. westerly

PARKING PROHIBITED ON CERTAIN STREETS
(Sec. 26 of the Traffic Ordinances)

Mechanic St., north side, from a point 220 ft. west of Elm St. to Canal St.
Brook St., north side, from a point 80 ft. east of Elm St. to Elm eastback St.
Cartier St., east side, from Hecker St. to dead end
Cartier St., west side, from dead end property line at 104 Cartier St. to a point 105 ft. southerly
Laxson Ave., north side, from S. Iaylor to a point 550 ft. westerly,
9:00 P.M. to 6:00 A.M.
Notre Dame Ave., west side, from Wayne St. to a point 295 ft. northerly,
8:00 A.M. - Noon, Mon. to Sat.

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed. On motion of Ald. Burkush duly seconded by Ald. Cashin it was voted to waive the reading of the Report. On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted.

Ordinance:

"Amending Sections 18-25 and 18-26 of the Ordinances of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to read by title only.

Under the rules, the Ordinance was referred to Committee on Bills on Second Reading.

Ordinances:

"Amending Sec. 20 1/2-12 (c) of the Procurement Code of the Code of Ordinances"

"Amending Section 2-111 of the Code of Ordinances"

"Amending Section 18-31 - Vacant Positions of the Ordinances of the City of Manchester"

On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted to read by title only.

These Ordinances having had their second reading by title only, on motion of Ald. Rinker duly seconded by Ald. Provencher it was voted on passing same to be enrolled.

Mayor Shaw called a recess to permit the Committee on Finance to meet.

Mayor Shaw called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a pension for Maryrose Sproule, 77 St. James Ave., Manchester, age 65, 26 years of service as a School Clerk, in amount of \$334.12 bi-weekly, effective

Waive Reading
Voted

AccRecAdopted

Ordinance

ByTitleOnly

Ref.Cm.Bo2R

Ordinances

ByTitleOnly

Passed to be
Enrolled

Recess

Order

Rep.Cm.Finance

July 30, 1984, together with any sick leave or vacation benefits to which she is entitled, be granted and approved. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted
Rep.Cm.Finance
Resolutions

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Community Development Block Grant Funds"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Community Development Block Grant Funds"

"Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant funds for the Purpose of Financing The Housing Rehabilitation Program-Phase II"

"Amending the 1983 Community Improvement Program and Transferring Manchester Airport Authority funds for the Purpose of Financing The Land Bank/Runway 17-35 Approach Project"

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to take all the Resolutions in one motion. On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted. Ald. Pepino recorded as opposed to Resolution relative to 1984 CIP Project No. 6.10309 Housing and Zoning Issues Analysis; Ald. Dwyer abstaining on Resolution relative to Project No. 7.30225 Land Bank/Runway 17-35 Approach.

Oughttopass
Motion
Voted
AccRecAdopted

Resolutions:

Resolutions

"Authorizing Bonds for Certain 1984 Community Improvement Program Activities in the Amount of \$3,395,000."

"Authorizing Bonds or Notes in the Amount of \$160,000. for Information Systems Software, Materials and Equipment"

On motion of Ald. Burkush duly seconded by Ald. McDonough it was voted to read by title only. These Resolutions having had their second and final reading by title only, on motion of Ald. Burkush duly seconded by Ald. Thibault it was voted on passing same to be enrolled. Ald. Pepino recorded as opposed to Resolution "Authorizing Bonds for Certain 1984 Community Improvement Program Activities in the Amount of \$3,395,000."

ByTitleOnly

Passed to be
Enrolled

Resolutions:

Resolutions

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Community Development Block Grant Funds"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Community Development Block Grant Funds"

"Amending the 1983 Community Improvement Program and Transferring Community Development Block Grant funds for the purpose of Financing the Housing Rehabilitation Program-Phase II"

"Amending the 1983 Community Improvement Program and Transferring Manchester Airport Authority funds for the Purpose of Financing the Land Bank/Runway 17-35 Approach Project"

On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted to read by title only. On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to place these Resolutions on their second and final reading by title only under suspension of the rules.

ByTitleOnly

2nd reading
Reading ByTitle
Only By
Suspension of
Rules

Passed to be
Enrolled under
Suspension of
Rules

Following their second and final reading, on motion of Ald. Crotty duly seconded by Ald. Provencher it was voted that the Resolutions pass to be enrolled under suspension of the rules. Ald. Dwyer recorded as abstaining to Resolution relative to The Land Bank/Runway 17-35 Approach Project.

Nomination
Confirmed
Chris Cushman
P&R Comm.

On motion of Ald. Osborne duly seconded by Ald. Rinker it was voted to confirm the nomination of Mrs. Chris Cushman to the Parks and Recreation Commission for a term of three (3) years, expiring July, 1987.

Polling Hours
Set

On motion of Ald. Thibault duly seconded by Ald. Rinker it was voted to set the polling hours for the State Primary Election to be held on September 11, 1984 and the Presidential Election to be held on November 6, 1984, for 6:00 A.M. to 6:00 P.M.

Take from Table

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to take from the table:

Report of Committee on Bills on Second Reading, tabled until receipt of State Procedures, all Aldermen having previously been furnished copies.

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that all Departments, Agencies, Boards and Commissions be directed to review the policies and procedures each has established for prequalification of bidders, under the provisions of Sec. 20-1/2-6 of the Procurement Code Ordinance, to strengthen the policies and procedures in the best interests of the City of Manchester. On motion of Ald. Burkush duly seconded by Ald. Rinker it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Ald.McDonough

Ald. McDonough thanked the Board for the kindness extended to him after the Public Hearing.

Ald. Provencher

Ald. Provencher commented that before Mayor Shaw came into Office he had proposed that something be done about City Hall, and he hoped that the Task Force would come in with a recommendation relative to Tax Collector and City Clerk's; that the system is antiquated and something must be done. Mayor Shaw advised that Mr. Catudal did an extremely good job today; that things ran smoothly today. Ald. McDonough commented that the building next to City Hall is on the market and suggested we purchase it, Mayor Shaw advising they were meeting tomorrow on City Hall and it's needs and a report would be coming to the Board.

Ald.Cashin

Ald. Cashin advised he read with great interest the minutes of the Industrial Council Meeting where it states that the someone expressed particular concern over the Mayor's suggestion that the Board of Mayor and Aldermen retain little or no control over the new Corporation; that he would like to move that the City of Manchester and the Board of Aldermen go on record not to get involved with GMIC until such time as the questions that have been raised are answered, and that any monies, whether they be in escrow or budgeted, be frozen; that I don't like the avenue that they are taking, and quite frankly I don't like the suggestion that you made, Your Honor; that I am not going to become a partner with a non-profit organization or an organization outside the City of Manchester with taxpayers money that I have no control over. Ald. McDonough duly seconded the motion not to get involved until some questions were answered. Mayor Shaw advised that the intent from day one was that the Aldermen appoint either a majority or all of the people who would run this corporation; that this is only in the design stage and nothing has come forward to the Aldermen to approve or disapprove any part of this. Ald. Rinker advised he is on the Committee and it is not the intent of the Committee to have as little control as possible; that it has to be approved by the Industrial Council, by GMIC and by the Aldermen; that there

Motion

has been a Joint Committee that has met, and the intent is that the kind of control currently in effect for GMIC approving project by project; that they recognize that the Aldermen should have control, and if you don't like the way the presentation comes out of that Committee, you send it back to the drawing board. Mayor Shaw advised there are three avenues of control, one is the \$260,000. budget which was to be approved by their Board of Directors, that all projects must be approved by the Aldermen, and all members of their Board would be approved by the Aldermen. Ald. Rinker advised there is a tentative draft that is going before both the GMIC and the Industrial Council, and if both of them approve it, it has to be approved by the Aldermen or it doesn't fly. Ald. Cashin advised his feelings have not changed; that he will not become a partner in an organization that he has no control over, and the way he understands it we are going to have little or no control, and I move to the question. Mayor Shaw advised that the context in which he said it was not the context in which it was reported. Ald. McDonough duly seconded the motion to move to the question and it was so voted. On a roll call vote, Ald. Rinker and Gimas voted nay; Ald. Carignan, McDonough, Pepino, Osborne, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher voted yea. The Clerk advised there were ten yeas and two nays and the motion carries. Ald. Thibault moved that the Industrial Council, GMIC and all involved come in and speak to the full Board. The motion was duly seconded by Ald. Pepino and it was so voted. Ald. Provencher made the motion that the meeting of the Board of Mayor and Aldermen be adjourned and that the Board go into Executive Session under RSA 91-A:3 II(c). The motion was duly seconded by Ald. Burkush. On a roll call vote, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher voted yea. The Clerk advised there were twelve yeas, and the motion carries. A true record. Attest.

Move to the
Question

Roll Call

Voted

Motion

Voted

Ald. Provencher
Executive Session
Voted
Adjourned

Elynore Bartlett
City Clerk

State of New Hampshire
Hillsborough SS

July 12, 1984

Personally appeared before me William Vargas a member of the Personnel Appeals Board and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough, SS

July 19, 1984

Personally appeared before me, Chris Cushman, a member of the Parks and Recreation Committee and subscribed to the oath of office as prescribed by law.

s/ Elynore Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN AND BOARD OF SCHOOL COMMITTEE - JOINT MEETING

July 23, 1984

6:30 P.M.

Mayor Shaw called the meeting to order.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw; Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher; School Committeepersons Resch, Brown, Hussey, Brack, Reardon, Gatsas, O'Malley, Rivard, Wallace, Gabriel and Boisvert; Supt. McLaughlin. Absent: School Committeeman Chenard.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Rinker.

Purpose

Mayor Shaw advised the purpose of the meeting was to discuss the findings of an Engineer's Report on the condition of the three High Schools in Manchester; that the results of that study, which everyone has a copy of, is that the cost to repair the three High Schools is in the range of \$7.7 million and that certain items were not accounted for; that the City of Manchester should look at the cost of it's education, and the cost of repairing it's buildings, and make a decision to repair or do something more dramatic. Mayor Shaw reviewed the charts he had prepared comparing the cost of repairs versus a new school using a 5% growth in expenses, advising that we are now educating 77.6% of the students that we educated in 1973. Mayor Shaw advised that a number of people are satisfied with Memorial and West High and probably justifiably so; that the dilemma is that Central High School presents a problem; that we use the open concept at Central, and there is not enough room today, or after \$9 million or \$16 million to house all of the students that are at Central High School; that in looking at educational costs over the long run, we have to think about the students; that we don't have enough information from the Consultant who did the study or from the Mayor who is producing all these numbers in a short period of time, so the least we should do is ask somebody from outside to take a look and then take their advice as to what is best for the citizens of Manchester; that I asked the School Board to meet with the Aldermen to obtain permission to spend the least amount of money possible on a study by someone who has figures from the past, and to come back with recommendations from an open mind, and then have public discussion and do what the citizens want. Lengthy discussion took place in which the School Board Members concurred that further study should be done in order to make a decision on solid information. Ald. Gimas commented he was not in favor of building a new school; that we have spent a great deal of money on studies and architectural fees and have not accomplished a thing; that the maintenance department should be taking care of these schools. Ald. McDonough raised question relative to the cost of transporting students to a new school, Mayor Shaw advising they would have student passes and take MTA busses. Mayor Shaw commented that it would be more expensive to spend \$1 million to fix the schools than it would be to build a new facility; that even if we did spend \$1 million, it would not solve the problem of where to put the students at Central. Ald. Thibault suggested moving some of the students from Central to West High and Memorial, Mayor Shaw advised this would not reduce the problem at Central as it would only decrease the classrooms, not the classes; that there is a lack of space, not overcrowding. Mr. Wallace commented that moving students from one school to another would not solve the maintenance problem. Ald. McDonough commented we have to be mindful of all the fiscal

pressures that reside in this Chamber, such as elderly, new streets, sewers and some of the offices in the City. Ald. Pepino suggested that the Lands and Buildings Committee, the Buildings and Sites Committee, Henry McLaughlin, John Hoben and Joe Acorace form a Committee to look at all of this information and come back with a report in 30 days. Ald. Cashin advised he has walked through West High, and even by this report, 90% of the work needed at West High is cosmetic except the windows in the old building; that West High is a good building, we have a problem with Central and if you want a study done, that is fine, but I don't want to see West High closed; West High is a good school, and the stat scores from West High have been superior, and Mr. Baines is to be commended for what he has done there; that I will do everything I can to keep West High open; that you are not going to save on administrative costs. Ald. Pepino again suggested a Committee be set up consisting of Lands and Buildings Committee, Buildings and Sites Committee, Henry McLaughlin, John Hoben, Joe Acorace and Dick Houle to look at this information and come back with a report in 30 days. Mayor Shaw advised it was so ordered.

Set up
Committee

There being no further business, on motion of Ald. Gimas duly seconded by Ald. Burkush it was voted to adjourn.

Adjourned

A true record. Attest.

John G. Houle
City Clerk

BOARD OF MAYOR AND ALDERMEN

AND

MANCHESTER INDUSTRIAL COUNCIL/GREATER MANCHESTER INDUSTRIAL CORPORATION

July 23, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

The Clerk called the roll.

Present: Mayor Shaw; Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher; Messrs. Bigelow, Snow, Sanborn, Gardner, Noyes. Roll Call

Mr. Bigelow gave the detailed history of how GMIC and MIC came about and highlighted the minutes of the Joint Committee Meetings between Manchester Industrial Council and the Greater Manchester Industrial Corporation, all Aldermen having received copies, sighting the objectives of the proposed new entity advising that the Joint Committee will make these recommendations to their individual organizations and if approved by both, will come back to the Board of Mayor and Aldermen for their approval. Mr. Hoben advised some advantages of a separate corporate structure run by private individuals is they could approach projects more creatively and with more flexibility; that a number of funds could be undertaken using public funds such as marketing and advertising; that there are certain kinds of Urban Development Action Grants available, but there is a question of whether the City is able to issue and under guidelines of Urban Development, if the City receives proceeds, they must be returned to the Department of Urban Development, whereas if loan repayments go to separate entities, proceeds can go into interest bearing accounts and other activities. Ald. Provencher inquired what would happen to the Mr. Bigelow

Manchester Industrial Council Director, Mr. Bigelow advising although that point has not been directly addressed, the activities of the two organizations would be coordinated with John Hoben and Jay Taylor in charge of the same activities as now. Mr. Bigelow advised the Board would have approval of all expenditures; that no change is being asked; that they are asking to take two organizations that already exist and combine them into one. Mayor Shaw advised the joining of our part with GMIC will have a benefit to the City of Manchester both tax wise and productivity wise. Mr. Noyes advised that neither organization wishes to bring this to a head until they feel it has a good chance of being approved by the Aldermen. Ald. Burkush inquired if the Aldermen would continue to receive minutes of the meetings, Mr. Bigelow advising he would see to it. Ald. Provencher commented it was the consensus of the Board that the merger would be a good one, but people are afraid the Aldermen would lose control. Ald. Rinker advised that GMIC was structured by the Board of Mayor and Aldermen; that the Mayor came up with the idea to merge the two organizations to save money and have a more aggressive development corporation structured in Manchester; that he is on the Joint Committee, and the structure of the proposed Corporation is no different than GMIC. Ald. McDonough raised question as to the wording which states that decisions could be made with less than a quorum present. Following brief discussion, Mr. Bigelow advised he would make the wording clear so there would be no misconceptions. Ald. Cashin inquired what Mr. Bigelow would do now, Mr. Bigelow advising he would draft up a resolution, consulting with Mr. Bourque; that those resolutions would be presented independently to MIC and GMIC at their full Board meetings; that if both approve, the resolution will be brought back to this Board to approve the amendments of the Charter which will be required. Ald. Cashin advised he wanted it spelled out that the Board of Mayor and Aldermen have ultimate authority. There being no further business, on motion of Ald. Gimás duly seconded by Ald. Burkush it was voted to adjourn.

Adjourned

A true record. Attest.


 City Clerk

BOARD OF MAYOR AND ALDERMEN - SPECIAL MEETING

July 23, 1984

Mayor Shaw called the special meeting to order.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimás, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Rep.Cm.L&B

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, that a tract of land, containing approximately 9,137 square feet, situated at the intersection of Second and Woodbury Streets be sold to Executive Realty Corporation at a sales price of \$36,500.00, the fair market value established by appraisal of Craft Appraisal Associates, dated March 2, 1984, the appraisal subject to review and approval of the State of New Hampshire Right-of-Way Engineer prior to execution of a deed subject to the following conditions:

1. The proceeds of the sale are to be credited back to the Federal Aid Project through the Municipal Highways Engineer
2. No access be allowed to either Second or Woodbury Streets from the area being conveyed
3. The sale to except and reserve the right of any utilities that may occupy the area being conveyed
4. The deed to contain appropriate Title VI Assurances (Civil Rights)

and, further, that the Mayor be authorized to execute any and all documents necessary to consummate the sale for and on behalf of the City of Manchester following receipt of notice of appraisal approval from the State. Ald. Thibault moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Rinker. Mayor Shaw, referring to a letter from Mr. Bourque, advised that the competitive bid law does not apply to the disposition of surplus city real estate; that Board may elect to sell the property by private sale rather than through open market procedures. Ald. McDonough inquired if Kraft Appraisal was the only appraisal done, advising that generally two distinct appraisers are sent out to submit figures in instances like this. Ald. McDonough moved to amend the motion to go out for sealed bids. The motion was duly seconded by Ald. Cashin. Ald. Thibault advised this has been floating in Committee for a long time; that Executive Realty owns property abutting this land and has a purchase agreement on the land on the other side of it; that I feel he should have first reverter rights for this reason. Ald. Rinker advised that the Lands and Buildings Committee asked the State how this should be handled and they said to get an approved appraiser, which they did, Executive Realty had it appraised by the approved appraiser, and now we are saying we are going to go out for bid after he paid for the appraisal. Ald. Cashin recommended that Paul Porter take a look at the land and get a figure on it, and if he agrees on the appraised value, then we should go out to bid. Ald. Rinker commented that if Paul Porter comes in with a higher figure then we will have to look at it again, but I should think it should go out to auction. Ald. Thibault commented that the state would not have approved that figure if that price had been too low. Ald. Cashin advised that there is a street that runs between Executive Realty's land and the land in question; that if he purchases this property, he will come in in a couple of months and request to close the street; that it would be hard to deny the request since he would be the abutter on both sides; that there are a few people using the street. Ald. Thibault advised that he specifically told Mr. Beliveau that there is no way that we will ever close that street unless he straightens out the problem of the few people who use the back street. Ald. McDonough advised he felt it was dangerous to set the precedent of only using one appraiser. Ald. Thibault moved to the question. On the motion to amend the report to go out for sealed bids starting at a minimum of \$36,500. it was so voted. Ald. Carignan, Rinker and Thibault recorded as opposed. On the acceptance of the Report as amended to go out for sealed bids starting at a minimum of \$36,500. it was so voted. Ald. Thibault recorded as opposed. Mayor Shaw advised that this being a special meeting, no further business may come before the Board except with unanimous consent.

Motion

Motion to Amend

Move to Question

On motion to
amend - VotedAccRecAdopted
as amended

Adjourned

There being no further business to come before the Board, on motion of Ald. Gimas duly seconded by Ald. Burkush it was voted to adjourn.

A true record. Attest.


City Clerk

SPECIAL MEETING OF BOARD OF MAYOR AND ALDERMEN

July 31, 1984

Mayor Shaw called the Special Meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Osborne.

Mayor Shaw advised that the purpose of the Special Meeting was to consider appointments of alternates to the Zoning Board of Adjustment; that he received a call from the Chairman of the Zoning Board advising me that only three members would be present at the August meeting, and that in fairness to the citizens that would be heard, the rules are that if only three members are present, unless all of them vote unanimous, then the matter must be held over until the next Board meeting. Following brief discussion, Mayor Shaw nominated Marc Cullerot, a resident of Ward 1 and employee of Catholic Medical Center, and Ralph Garst, a resident of Ward 1 and a retired Civil Service employee of the Federal Government as alternates to the Zoning Board of Adjustment. Ald. Gimas commented that Mr. Garst was instrumental in getting the abutters together 30 years ago when Ferretti's Market was built in that area, and recently with the new shopping center going in there now. Following discussion, on motion of Ald. Burkush duly seconded by Ald. Gimas it was voted to suspend the rules and confirm the nomination tonight. On motion of Ald. Crotty duly seconded by Ald. Burkush it was voted to confirm the nominations of Marc Cullerot and Ralph Garst as alternates to the Zoning Board of Adjustment. Mayor Shaw advised the third nomination would come forward at the next Board Meeting; that the Aldermen could submit names for the third nomination, but he would ask that none be submitted of people in the Real Estate field.

Mayor Shaw advised that this being a Special Meeting, no further business may come before the Board unless with unanimous consent. On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to adjourn.

A true record. Attest.


City Clerk

Personally appeared before me, Marc Cullerot, an alternate member of the Building Board of Adjustment and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

Personally appeared before me, Ralph Garst, an alternate member of the Building Board of Adjustment and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

BOARD OF MAYOR AND ALDERMEN - BOARD OF COMMISSIONERS

PUBLIC HEARING - WASHINGTON STREET DEVELOPMENT PROJECT

August 7, 1984

6:00 P.M.

Mayor Shaw called the meeting to order and announced that this was a joint meeting of both Boards.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Osborne. A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Shaw; Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin and Provencher; Comm. Copadis, Laflamme, Mongan, Murphy and Josef. Absent: Ald. Thibault.

Mayor Shaw advised the purpose of the public hearing was for those wishing to speak for or against the proposed Washington Street Development Project, bounded generally by Elm, Bridge, Kosciuszko, Lowell, Church, Washington Streets and the parcel on the NE corner of Bridge and Elm Streets.

The Clerk presented the Resolutions.

"Approving A Redevelopment Plan for the Washington Street Project"

"Approving A Commercial Rehabilitation Demonstration Program and Extending Housing Rehabilitation Program - Phase I"

Mayor Shaw called on Robert H. McCann, Executive Director of the Manchester Housing Authority, for presentation of the proposal.

Mr. McCann stated:

The purpose of this hearing is to consider evidence regarding approval of the so-called "Washington Street Project". Last Friday each member of the Commission of the Manchester Housing Authority and each member of the Board of Mayor and Aldermen received a booklet containing: a narrative of the description of the project; a copy of the redevelopment plan to be adopted; a copy of the commercial rehabilitation demonstration program, a summary of the document to be entered into between the Manchester Housing Authority and Hampshire Management Inc., the Developer; statistical information; financial information on the project; and copies of all of the Resolutions to be adopted by the Board of Commissioners and by the Board of Mayor and Aldermen. On Monday, the Board of Mayor and Aldermen were provided with copies of the Cooperation Agreement and the Land Disposition Agreement to be executed if this project is approved. The Board of Commissioners of the Manchester Housing Authority received the same documents at a meeting held at noon, today. A Public Hearing on this project was held in August 1983 and, following that, in September, the Board of Mayor and Aldermen approved predevelopment. Since that time, the following studies have been performed: 1) studies to determine eligibility under State Statute for redevelopment activities; 2) traffic impact studies; 3) air quality impact studies; 4) property line and utility surveys; 5) a utility analysis; 6) historic resource documentation; 7) acquisition appraisals; 8) reuse appraisals; 9) relocation needs assessments. During that time, Merchants Savings Bank finalized its plan. The elements are basically the same as presented at the time of predevelopment public hearing. Changes include the elimination of the drive-in tellers, increase in the size of the office building from 116,000 sq. ft. to 134,000 sq. ft. and an increase in the size of the garage from 350 spaces to 466 spaces. Also, the property at the northeast corner of Bridge and Elm Street known as the "Chandler Block" has been added with the intent of stimulating voluntary rehabilitation of that property. The properties on Elm Street, south of Washington Street, have been deleted from the redevelopment project and are being included in a separate demonstration rehabilitation loan program area. A second Public Hearing was held in April 1984 in connection with the submission of an Urban Development Action Grant application. The application was submitted to the Dept. of Housing and Urban Development, but it was not approved in the last quarter: it will be considered again in the coming quarter. Because the

program has become quite competitive, there is no guarantee of it being approved. Due to the added delay and the uncertainty of ultimate approval, the financing of the project has been re-structured to allow it to proceed without Federal funds. The Merchants Savings Bank has agreed to assume the cost of demolition of the buildings on its site and to construct a pedestrian mall on Washington Street and to install new sidewalks abutting the property. Along with other modifications, the public cost to the City has been lowered enough to justify proceeding on the project without the benefit of the UDAG. The Authority will acquire the properties identified on Map No. 1 in the Redevelopment Plan, which has been provided to you, and will provide relocation assistance to all eligible occupants. Alleys that remain will be widened to provide improved circulation and a separate storm drain system will be installed in the area. The City will buy from the developer one level of the garage to replace the parking spaces currently in the City-owned lot. The existing lot holds 55 spaces; the level of the garage to be purchased will accommodate approximately 75 cars. The analysis of the public investment indicates that the project is feasible within the normal parameters utilized by the City, even without the use of the Federal Grants. The total development costs are estimated at \$19,670,000. and are broken as follows:

City Bonds	\$ 2,820,000.
Notre Dame Bridge Replacement (City share already allocated)	675,000.
Private Investment	16,175,000.

A more detailed breakdown of costs and other financial information was included in Section 7 of the booklet provided to you. Both the Authority and the Developer are prepared to proceed immediately. Assuming the project is approved this evening, acquisition and relocation activities could be underway by the end of the month, continuing throughout the first of May 1985. At that time the site would be turned over to the bank and it can commence demolition and construction of its building. Completion is scheduled for October 1, 1986. Based on the studies that have been done, the conclusion of the Authority's Staff and its consultants are that the project area is eligible as a Redevelopment Project under NH RSA 205; there will be no significant negative impacts on the manmade and natural environments, and sufficient relocation resources are available for displaced residents and businesses. With respect to blight and related matters, the following are the pertinent points evidencing blight, which are contained in the Resolutions to be adopted: 1) The project area contains 8 structures on 11 parcels of which 2 structures (25%) are in poor condition, 4 structures (50%) are in fair condition and 2 structures (25%) are in good condition. The 2 structures in poor condition are in need of major repairs which are not economically feasible. The 4 structures in fair condition are in need of moderate repairs which have not taken place due to the blighted condition of the neighborhood. 2) Structures in poor or fair condition are distributed throughout all blocks in the project area. 3) Of the 8 structures, 6 (75%) are to be acquired and cleared. 4) Of those 6 structures, 2 (33%) are in poor condition, 2 (33%) are in fair condition and 2 (33%) are in good condition. 5) Of the 6 structures, 4 (67%) contain significant defects, obsolescent features, or other blighting influences which warrant the clearance of the individual building. 6) The blighting influences consist of (A) obsolete building layouts, (B) excessive land coverage, (C) incompatible and deleterious land use, (D) obsolescence, (E) deficient street network and (F) inadequate public utilities. 7) All aforesaid conditions impair economic values, prevent the proper economic development of land in the project area; and altogether make the project area a blighted area for which the exercise of the power of eminent domain, the financing of the acquisition of land and the clearance of these structures and the making of the land in the project area available for sound development in accordance with an approved redevelopment plan, is in the public interest and a public use. 8) One of the primary objectives of the redevelopment plan is to create an environment which will foster and stimulate the private interest and investment necessary to maintain the project area as a vital part of the City of Manchester's economic base through a Redevelopment Project to remove blighting influences from the area and to provide opportunities for private investment under favorable conditions. 9) The acquisition and redevelopment of the project area in accordance with an approved redevelopment plan will remove, prevent and reduce blight, blighting factors and the causes of blight in the project area. 10) The project area can and should be redeveloped for office, retail and other uses set forth in the redevelopment plan, and that such uses will bring about sound development and will provide additional tax revenues to Manchester. 11) On the basis of detailed studies it has been found and determined that most of the structures in the project area warrant clearance to attain the redevelopment plan objectives for the project. The detailed reports prepared by Costello & Lomasney and prepared by the Manchester Housing Authority Staff, as well as a series of photographs of the properties involved are available here this evening for inspection and will be filed for the record with the City Clerk. Also, upon completion of the testimony, the Commissioners of the Manchester Housing Authority and the Board of Mayor and Aldermen will view the property in the project area prior to adjournment of the hearing. The redevelopment plan is sufficiently complete to indicate the method for the temporary relocation of persons living in the area and also the method for providing, unless already available, decent, safe and sanitary dwellings substantially equal in number to the number of substandard dwellings to be cleared from said areas, at rents within the financial reach of the income groups displaced from such substandard dwellings. The method that was used to make the determination was as follows: Between March 21 and April 11, a member of the MHA Staff did a survey of housing available on the market. His survey determined that during the applicable dates, there were available on the private market decent, safe and sanitary dwellings substantially equal in number to the number of dwellings to be cleared for the Washington Street Project. Further, when adding the estimated amounts of rental assistance payments to be made to the displacees, the rents for the identified decent, safe and sanitary dwellings were within the financial reach of the income groups to be displaced. That survey has been repeated, commencing on July 23, 1984 and continuing through this date by Mr. Richard Webster and his Staff. This survey has also determined that there have been available on the private market decent, safe

and sanitary dwellings substantially equal in number to the number of dwellings to be cleared and that they continue to be within the financial reach of the displacees when the rental assistance payments are added to the displacees' respective abilities-to-pay. In doing the survey, the actual number of dwelling units in the properties were utilized, regardless of whether or not the units were occupied. The numbers are thirty-two (32) room and six (6) apartments. Fifty dwelling units, available on the private market during the applicable time period, were inspected and forty-one were determined to be standard. The forty-one breakdown is as follows:

SRO Units	27
Efficiency Units	8
Apartments	<u>6</u>
	41

The method of survey has consisted of contacting property owners with units comparable to units to be cleared. "Comparable" in this instance means type of unit. Each unit identified was physically inspected for compliance with the Housing Code. If the unit was found to be in noncompliance, it has not been counted as meeting the statutory requirement. Copies of the individual survey sheets are on file at the MHA Office. In making the determination relative to affordability, each displacee had been interviewed by the MHA Staff member, Mr. Triantafillou, and incomes were disclosed to him. That information was utilized in calculations to determine whether or not the units are within the financial reach of the income groups to be displaced. While financial information is confidential, it is on file at the MHA. All relocation activities will be carried out in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970. A copy of a memorandum explaining the procedure will be filed with the City Clerk for the record. The plan is sufficiently complete to indicate its relationship to definite local objectives as to appropriate land uses, improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements. Mr. Grogan, City Planning Director, will testify later with respect to this matter. This concludes my initial testimony. I shall be happy to answer any questions that anyone may have.

Mayor Shaw called on John F. Grogan, Director of Planning, for presentation of the City Planning Board Report.

Mr. Grogan stated:

I would like to formally record the support of our office and Board for the Washington Street Project which is before you for consideration. Our staff has worked closely with the City Coordinator and Manchester Housing Authority staff and others from the early stages of development of the project concept of this proposal to the now completed project proposal. The City Planning Board has reviewed the project formally on two occasions and on each occasion has acted to approve and recommend your favorable consideration of this important proposal. Almost a year ago on August 18, 1983 the City Planning Board endorsed the project as described in general terms at that time and supported funding certain predevelopment activities necessary to prepare the final material for consideration. At their meeting of July 19, 1984, the City Planning Board again reviewed the proposed development, acted to recognize the proposed project as consistent with the Downtown Plan adopted by the City Planning Board in 1979, and recommended your favorable consideration of this proposal. In our view, the Washington Street Development Project is consistent with the City's objectives in economic revitalization, in supporting and expanding the downtown's role as an employment and activity center, in its specifically proposed land uses and structural types, in its provision of pedestrian linkages and open spaces, and in its closely coordinated relationship to other anticipated Public and private efforts in the immediate vicinity of the project area. I have been very brief in reporting this in the form of a letter to the Board of Mayor and Aldermen. If there are any questions on our role in this project, or in our views, I would be happy to respond to your questions.

Mayor Shaw called on Jay Taylor, Industrial Agent, for presentation of the Manchester Industrial Council report.

Mr. Taylor stated:

The Executive Committee of the Manchester Industrial Council met on July 26, 1984 to hear a presentation from Robert H. McCann, Executive Director of the Manchester Housing Authority, relative to the proposed Washington Street Project. Following Mr. McCann's presentation, the members of the Executive Committee voted unanimously to respectfully recommend that the Washington Street Project be approved as a locally financed redevelopment project as currently proposed. The Committee members felt strongly that the project area has warranted attention for some time and that the projected positive effect on Manchester's real estate tax rate brought about by the project will provide significant short and long term benefits to the city.

Mayor Shaw called on Joseph Acorace, Finance Director, for a presentation on the project financing.

Mr. Acorace stated:

I have reviewed the financial and the consequential impact on the tax rate as projected on this project and I relied on a couple of assumptions in reviewing this financial schedule, 1) that the anticipated income on the project is accurate, and 2) that the \$2,820,000. 20 year bond issue will be sold in 1986 and would be sold at a rate no greater than a 10% interest rate.

Taking into consideration those assumptions, the worst cost impact on the tax rate, would be 11 cents per thousand that year, diminishing to nothing within three years, and at that point, the City would begin generating more income from the property than it will be paying out on amortization of the bonds on interest. In effect, after three years the City would begin realizing an overall reduced tax rate as a result of this particular project.

Mayor Shaw called on Ralph Jensen, President of Merchants Savings Bank, the proposed developer of the Washington Street Project.

Mr. Jensen stated:

We have worked with the Housing Authority and the City over the past two years, working forward to develop a project for the downtown. We are a local financial institution. We are committed to the downtown. When you see the type of project which we propose, we hope you will share with us the excitement we have and benefit we see in the upgrading of the City. There are certain things that we have worked with the City and the Housing Authority to accomplish. We realize that a portion of the development is to be placed over current surface parking which is there, and the Housing Authority has concerns for replacing that parking, particularly for retail and office operations which are in that area. We have committed to provide to the City a full level of parking which will be controlled by them. The number of spaces is approximately 75, so there will be a net addition of some 20 places to the City. We have also realized the concerns of local labor unions and the need for providing opportunity for work for local citizens in the Community. We have under agreement now with a Construction Management Contract a local general contractor, a union contractor and that contractor is proceeding ahead with our architectural firm in the development phase. We have also responded to the needs of certain individuals in designing our parking garage around a current park, the Kosciuszko Park, which is very dear to many people in this community, and we have committed to those people that the parking garage will be designed so the park will be saved as it currently exists. We understand and support the report of Mr. Acorace that the calculations, on a conservative basis, pay back to the City to a substantial degree, the modest increase in the tax rate and out over the term of 20 years, the additional tax revenue to the City. We are also aware that the ratio of private dollars to the public dollars invested in this particular project is extremely high and probably is higher than any other project undertaken by the City or the Housing Authority. We have delivered, this evening, the executed documents to Council for the Housing Authority and we are prepared to move ahead.

Mayor Shaw advised that those wishing to speak in favor would now be heard; that those wishing to speak in favor are requested to step to the nearest microphone, when recognized, and recite their name and address in a clear, loud voice for the record; that each person would be given only one opportunity to be heard; that any questions must be directed to the Mayor.

Jack Payne, 832 Beech Street, was recognized and stated:

I am affiliated with the Manchester Building and Construction Trade. I am here in support of the Washington Street Project as we have been in past over the redevelopment of the entire of downtown Manchester.

Tom Schweiger, 649 Amoskeag Place, representing the Greater Manchester Chamber of Commerce, was recognized and stated:

Since this project was first proposed we have been unanimously supportive of this project. We think that the steps that have been taken by the developer are commendable. We think the investment that is being made in the Central Business District is very critical and important to the continued growth and future health of the economy of this fine City, and we urge you to take the necessary action to move ahead as quickly as possible.

Dave Messier, from J.J. Moreau, 1127 Elm Street, was recognized and stated:

Probably one of the strangest aspects of this project is that a retailer is in favor of it. Having been involved in retailing for the last 15 months, our concerns for retailing in downtown Manchester go beyond the normal customer involvement that we see at Moreaus. There already is a lack of parking, we have exactly six spaces available to us. Those are in front of our Annex Store. Had Gerry LeBlanc lived, Moreau's would have moved two years ago. I have the plans sitting in my office to where Gerry was going to relocate. If we look at what Manchester has accomplished over the last seven years, it seems that there has been a plan, a development thought, and this Washington Street Project is a continuation of that thought. When you look at the Center of New Hampshire, the Ingram Building, the Wall Street Project, you know that Manchester is growing, and the same applies to Moreau's. In our new location we will have the opportunity to grow and better service the community. I thank you and I hope that you give careful consideration to this project.

Eugene Shannon, 65 Victoria Street, was recognized and stated:

I have property that is adjacent in the immediate area of this project. I am concerned about the lack of parking in the area. I think that what has been proposed is a very worthwhile project and that it does solve some of the problems for the merchants in that immediate area, and I am very much in favor of it.

Steve Camaan, 477 No. Bay Street, was recognized and stated:

I am in favor of the project. I think it is a good example of the Merchants Savings Bank making a huge commitment to it's fine City. They are taking a lot of proceeds that they have gathered from when they were a Mutual Company and converted to a Stock Company, and putting it right here in the City of Manchester. I think they are doing it in the best possible course by building speculative space within their building. They are not only using it for their own need, they are giving value to the City, and I think they should be supported in this.

All wishing to speak in favor having been heard, Mayor Shaw advised that those wishing to speak against or who have questions on the proposal would now be heard; that those wishing to speak are requested to step to the nearest microphone, when recognized, and recite their name and address in a clear, loud voice for the record; that each person will be given only one opportunity to be heard; that any questions must be directed to the Mayor.

Ald. McDonough stated:

Being the Alderman in whose district this entire falls, it would be complete folly if anybody even hesitated for a moment in pushing this 100%, for not only the beautiful thing that is coming in it's place, but the blight that is there now which will be an interminable eyesore. We must pull out all stops to make sure that this thing jells as quickly as possible.

Mayor Shaw inquired of Mr. McCann:

There are X number of parking spots there at the present time, what method will you have to provide parking while the project is being developed? Will the parking lot be open until the last possible moment?

Mr. McCann stated:

The parking lot will be open until the last possible moment, but quite candidly, there will be a period of time when it will be closed. I suspect there will be a time when some of the businesses will also be closed so that the net effect will probably not be as severe as might otherwise be contemplated. There will be a time period when the situation will be tighter than it has been, and there is no magic answer to that. There are 55 spaces in that lot, and they will be closed. One of the things that we suggest that the City look at is some modifications in the Pearl Street lot. There will be a time period when it will be tighter there, but once it is done, we are hopeful that it will be better.

Mayor Shaw stated:

Will you be able to inform us so that we know what time it will be and maybe we can make the modifications in the Pearl Street lot.

Mr. McCann stated:

It is going to be fairly soon in the activity of the project. The property will probably be needed sometime around May, but it is also our intent to have the bulk of our relocation done by May, so I am hoping it will mostly offset it. Between now and then we will suggest ways, particularly with respect to the other parking lot, to try to alleviate that problem.

Ald. Provencher inquired of Jack Payne:

You sent us a couple of letters this week, and you heard Mr. Jensen say that the labor unions were going to be taken care of. Are you satisfied, is there anything else that you want from us?

Mr. Payne stated:

From what I have seen of it, I see it as a worthwhile project.

Mayor Shaw inquired of Mr. Jensen:

There are a couple of small businesses in the area that will be affected by this particular move, the ones that are left and might have to move, and I hope that because it is not a Federal Project that the Bank or whoever can help these people will do so a little above and beyond what the law might allow.

Mr. Jensen:

You mentioned that to me when I talked to you last week, and I committed to you that I would talk with Mr. McCann. I did that, and I know that he has met since that period of time with at least one of those small businesses that you had mentioned to me. I assume that under that method and under the guidelines appropriate and equal compensation will be made.

Ald. Carignan inquired of Mr. Jensen:

You made the statement that it would be local labor, is that a promise?

Mr. Jensen stated:

To the extent that we control the hiring practises of our local general contractor who has been working in this City now for 35 years, and I would assume that that commitment would be made by him. I don't think he goes out of state to any substantial degree to bring people in. It is Harvey Construction Company, and he has done a substantial amount of construction work in this City, and to my knowledge there has not been a complaint about him bringing in carpetbaggers, if you will.

When all wishing to speak had been heard, Mayor Shaw advised the Board of Mayor and Aldermen and the Board of Commissioners would proceed to the site where they would view it, then return to the Chambers where the Public Hearing would be adjourned.

Ald. Pepino inquired of Mayor Shaw:

In regards to financing, are saying here that our tax rate is going to go up 5% a year for 20 years when you campaigned for no increase at all. It also says the tax rate for 1983 was \$81.15 and the tax rate for 1985, which we will be voting on this year, is \$87.75, so are we looking at a \$6.00 increase this year?

Mayor Shaw stated:

Mr. McCann can answer that question, he must know what is on my computer.

Mr. McCann stated:

What we have done, which is consistent with past practise, is try to project over a 20 year period what the likely tax rate increases and other increases that produce revenue to the City are apt to be. Historically, those have been about 5%. Over the last 10 years, they have been nearer to 8%. It isn't totally tax rate increases. This project right now is most nearly comparable to New Hampshire Plaza. At the CIP Committee Meeting the other night I ran down through a few things to show what has happened with New Hampshire Plaza. In 1983, Hampshire Plaza returned to the City of Manchester \$951,000., of which \$876,000. was tax return, and \$75,000. was more or less revenue from the garage. The bond payment that year on that project was \$373,000., and we take the prior income that was being derived in that area and subtract that out, \$160,000., and still shows a net profit to the City of \$417,900. in that project. The interesting thing is that the effect of that on the tax rate would be a \$0.63 decrease in 1983. Compared to recent projects, Hampshire Plaza had about a \$20,000,000. private investment with a \$5,000,000. City commitment. That is a ratio of about four to one. Center of New Hampshire had a ratio of about three to one, three private dollars to one City dollar. Washington Street Project has a ratio of six private dollars to one public dollar. We have checked and rechecked on this business about the tax rate. In Hampshire Plaza we checked to see what the assessed values were prior to the project. In 1960 there were over \$1 million, in 1968, just before we started, they dropped to \$876,000. The tax return on Hampshire Plaza in the past nine years has gone up 123%, from \$393,000. to \$876,000. That is considerably more than the tax rate increase of 72% in those nine years. So using another measure, the most nearly comparable project that we dealt with, we believe that this project is equally as good, and if it follows anything close to the pattern that the Plaza followed, it will be significantly better than what shows on those projections.

Ald. Pepino stated:

Mike Ingram started it off next door with local people. He was the first one. I have been asking for this for four years on this Board. This gentlemen will use the same thing - local people. I hope the rest of them keep following this. The people are going to be paying 20 years for this, and why shouldn't they work and get the benefits right now while it is being built. I have voted against this project every time that it has come before me, tonight I will vote for it.

Mayor Shaw advised they would proceed to the site.

Upon return, Mayor Shaw declared the Public Hearing adjourned.

A true record. Attest.


City Clerk

BOARD OF MAYOR AND ALDERMEN

August 7, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Order

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Crotty.

A moment of silent prayer was observed.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

CONSENT ITEMS

Mayor Shaw advised if the Aldermen desire to remove any of the items from the Consent Agenda, they should so indicate; that one motion will be taken at the conclusion of their presentation.

a. Approved under supervision of Department of Highways

Public Service petitions #11-635, #11-634.
N.E. Telephone petitions #232199, #921395, #921403, #921406, #232029

Pole Petitions

Sidewalk Improvement Petitions

William Gwynne - 72 Elizabeth Ave.
Ray A. Blevins - 326 Walnut St.
Robert Hoey - 82 Alpine St.
Roger Boissoneault - 42 Massabesic St.
Edward Houle - 35 Liberty St.
Vera Morey - 99 Porter St.
Gary Eager - 73 Buzzell St.
Ralph F. Thompson - 736 Hayward St.
St. Hedwig Church - 180 Orange St.
John A. Paquette - 1137 Somerville St.
John F. O'Brien - 380 Blodget St.
Thomas M. Mara - 83 Cumberland St.
Edward Murphy - 170 Bridge St.
William Jamieson - 332 Walnut St.

SidewalkPetitions

b. Informational to be received and filed

Communication from Executive Councilor Louis Georgopoulos advising of items of interest on a statewide basis.

Cm.Ex.Cn.Georgop.

Communications from six elderly citizens supporting the construction of a "Senior Center" in the downtown area.

Cm.Seniors

Communications from City Clerk (3) advising of nominations due for Library Trustee, Water Commission, Police Commission.

Cm.City Clerk

c. Accept and refer to City Solicitor for recording at Hillsborough County

Easement from Peter Van Wyck on Commercial St.

EasementPeter
VanWyck Ref.C/S

d. Accept and approve award to low bidder

Communication from R.L. Badolati relative to results of #2 Fuel Oil Bid, City Fuel being low bidder.

Cm.Badolati
Acclowbid

f. Referral to Committees

BILLS ON SECOND READING

Referrals to
Bon2R

Communication from Gregory Lessard requesting an amendment to the Peddlers Ordinance.

Cm.Lessard

Communication from Armand Gaudreault proposing an amendment to the zoning ordinance.

Cm.Bldg.Comm.

Communication from City Clerk proposing that Sec. 22-35 of the Code of Ordinances be amended.

Cm.CityClerk

Communication from Personnel Director submitting an Ordinance amendment to Sec. 18-26 Class Specifications.

Cm.Pers.Dir.

LANDS AND BUILDINGS COMMITTEE

Ref.L&BCm.

Cm.WebsterHouse

Communication from Webster House expressing interest in property owned by the city at 521 Maple St. for use as a group home.

Cm.Lat.Am.Cen.

Communication from Latin American Center expressing interest in becoming tenants of the St. Patrick's building in Corey Square.

Ref.Pers.Cm.

PERSONNEL COMMITTEE

Cm.fr.MacLeod

Communication from Ted MacLeod advising of the need to engage the services of a new staff member to serve as Coordinator of the computerization process and to restructure the Administrative Division of the Department, requesting approval to meet with the Personnel Department to draft job description, title and classification.

Reps.of Comms.
Traffic9. Reports of Committees

COMMITTEE ON TRAFFIC

Approval of traffic signals at intersection of Harvey Rd. and So. Willow St.

No Parking on Elm St. between Amherst and Lowell Sts. and Stark and Spring Sts. on August 25th to accommodate a Farmer's Market, from 9 a.m. to 3 p.m.

Approval of closing Kenney St. at Hanover St. and Hilton St. at Amherst St. on September 14, 15 and 16 from 10 a.m. to 11 p.m. each day to accomodate Glendi '84.

Approval of requests to close certain streets during Riverfest on September 7th through 9th, and request for free parking in the downtown area.

AccRecAdopted

Authorizing traffic rules and regulations.

Bon2R

COMMITTEE ON BILLS ON SECOND READING

Ordinance - ought to pass

"Amending Sections 18-25 and 18-26 of the Ordinances of the City of Manchester"

Hardship abatement of sewer user fees approved.

Ordinance - referred to public hearing on August 27, 1984

"Amending the zoning ordinances of the City of Manchester by extending the R-2-PO (Residential Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street"

AccRecAdopted

Ordinance - suspend rules and refer back to Bills on Second Reading for consideration of payment to alternate members

Ord.back to
Bon2R

"Amending Section 2-111 of the Code of Ordinances"

Consent Agenda
Approved

On motion of Ald. Osborne duly seconded by Ald. Burkush it was voted to approve the Consent Agenda.

Cm.fr.Selectmen
Wd.4

Communication was presented from Selectmen of Ward Four advising of a change of polling place from St. Anne's Parish Center to the Manchester Boy's and Girl's Club, along with a Manchester Police Department Report of the accident rate in that vicinity submitted by Ald. Pepino. On motion of Ald. Pepino duly seconded by Ald. Carignan it was voted to receive and file the communication and Police Report.

R&F

Cm.fr.citizens
DerryfieldPk.

Communication was presented from citizens in the Derryfield Park area relative to 4th of July activities. Ald. Pepino advised he has mentioned this for the past three to four months; that if you were to go up in the area that night and the following day to see what the people go through cleaning up the mess, you would understand why they don't want the fireworks in their neighborhood anymore; that we spent \$25 to \$30 million on the Riverfest area and we only use it once a year; that the Riverfest area should be used for the 4th of July fireworks. On motion of Ald. Pepino duly seconded by Ald. Gimás it was voted to refer the communication to the Parks and Recreation Commission.

Ref.P&R

Communication was presented from Robert E. Raiche submitting a proposed amendment to the Zoning Ordinance. Ald. Dwyer advised he did not want this to be referred to Bills on Second Reading; that this has been going on for about two years, it has been to Bills on Second Reading before, the Variance has had it, it has been up in the courts and there has been an injunction against it and the neighborhood has been up in arms because of the tactics that were used; that he would like to see this killed right now, and he moved that this not be sent to Bills on Second Reading. The motion was duly seconded by Ald. Provencher and it was so voted. Mayor Shaw requested the Clerk to send a letter to the petitioner to inform him of the action taken.

Cm.fr.Raiche

Communication was presented from Clem Lemire requesting opinion on leasing public park land for private enterprises. Ald. Pepino moved that the communication be referred to the Special CIP Committee. The motion was duly seconded by Ald. Gimas. Ald. Thibault requested that the Board give their general feeling for this type of project before sending it to the Special CIP Committee advising if the Board was against it, it could die right here; that this was sent to Lands and Buildings Committee first by Mr. Lemire, and I referred it to the Board because I felt the full Board should make a decision of that nature. Ald. Gimas advised that this man has spent some money and the Parks and Recreation Commissioners have given him the go-ahead to come before us, and I don't feel we are prepared to give him the O.K.; that if we refer it to the Special CIP Committee they could study this and come back with a report. On the motion it was so voted.

R&F

Cm.fr.P&R

Ref.SpCIP

Communication was presented from Department of Aviation advising that the Airport Authority recommends that the lease agreement between the City of Manchester and Personalized Food Management Systems, Inc. be modified retroactive to March 1, 1984 as outlined and requesting concurrence of the Board. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to approve recommendation as requested.

Cm.fr.Aviation

Votedtoapprove

Communication was presented from CIP relative to an increase in the N.H. Office of Alcohol and Drug Abuse Prevention grant from \$25,000. to \$30,000. and requesting approval of the attached budget revision and Resolution

Cm.fr.CIP

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

Resolution

Under the rules, the Resolution was referred to Committee on Finance.

Ref.Finance

Communication was presented from Clem Lemire requesting approval, in concept, of the installation of monuments around the new flag pole at Merrimack Common. On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted to grant approval as requested.

Cm.fr.P&R

Granted

Communication was presented from Clem Lemire advising that the Commission had voted to request that Merrimack Common be renamed Veterans Memorial Park. Mayor Shaw advised that he had received a letter from the minority withdrawing the minority report. On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted to grant the request that Merrimack Common be renamed Veterans Memorial Park. Ald. Carignan recorded as opposed, as he felt the name should remain Merrimack Common. Ald. Pepino advised he had no problem with the minority report of naming the area around the flag pole "Veterans Memorial Plaza", but he would like the name to

Cm.fr.P&R

Vet.Mem.Pk.

Ald.Carignanopp.

motion remain Merrimack Common. Ald. Rinker moved to reconsider the motion. The motion was duly seconded by Ald. Thibault. Ald. Pepino advised he had spoken to many Veterans from World War II about this, and they felt according to tradition, that we should leave it alone; that they had no problem with naming the area around the flag pole Veterans Memorial Park. Ald. Thibault presented a letter from the Greater Manchester Veteran's Council requesting support of placing four monuments around the flag pole and renaming Merrimack Common to Veterans Memorial Park, advising that many veterans have spoken to him as well; that the Merrimack Common monument has been down for many years, and these people have never had a focal point where all veterans should be honored; that I believe that the Merrimack Common is an ideal location for the parades to stop there and honor the people who have died so that you and I can be here tonight. Ald. Cashin advised it was his understanding that a designated area within the Veterans Memorial Park be known as Merrimack Plaza; that we have tried to keep tradition along with honoring the Veterans who have served in past wars and I don't see anything wrong with this; we are taking care of Merrimack Common by designating the Plaza, and overall we are the naming the park after Veterans; that this is the best of both worlds; that I suggest we amend the motion to put in a designated area within the Veterans Memorial Park to be known as Merrimack Common Plaza. On the motion to reconsider the motion it was so voted. Ald. Gimas and Thibault were recorded as opposed. Ald. Cashin moved to amend the motion to designate an area within Veterans Memorial Park to be known as Merrimack Common Plaza. The motion was duly seconded by Ald. Rinker. Following lengthy discussion, Ald. McDonough moved to the question. On the motion to accept the majority report as amended to designate an area within Veterans Memorial Park to be known as Merrimack Common Plaza it was so voted. Ald. Pepino and Gimas recorded as opposed.

Amend Motion Voted

Move to question Voted

Rep.Bon2R A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Amending the text of the Zoning Ordinance of the City of Manchester to provide for Child Care Facilities"

be deemed inexpedient to legislate. Ald. Cashin moved that the report of the Committee be accepted and its recommendation adopted. The motion was duly seconded by Ald. Rinker. Ald. Rinker advised that if this is not the answer to the issue, we should form a Committee to find some answers for day care for children in the City. Ald. Gimas concurred that we should form a Committee to find out where we can put these day care centers because they are needed. Mayor Shaw advised that we do have districts which permit day care centers, but the problem is that these districts fall outside the business district; that he would like to appoint Mr. James Coleman, President of Merchants National Bank, to chair a study committee made up of citizens and people concerned with this issue, and that they report back to the Aldermen what the solution to the day care problem in the City of Manchester is. Mayor Shaw advised that the Aldermen could submit names to Mr. Coleman to be on the committee. On motion of Ald. Cashin duly seconded by Ald. Burkush it was voted to approve forming a committee to look at the day care problem, chaired by Mr. James Coleman, to report back to the Board with recommendations. On the motion to accept the report it was so voted.

AccRecAdopted

Coleman,Chrm.Cm.
DayCareProb.

Report
Cm. Bon2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

"Establishing a Suburban Multi-Family Residential Zoning
District to be designated an R-SM District"

Ref.Back to Cm.

be deemed inexpedient to legislate. Ald. Rinker moved that this be referred back to the Committee on Bills on Second Reading. The motion was duly seconded by Ald. Pepino. Ald. Rinker advised we have no zoning in the City for townhouses at all, and there was some concern with putting a limitation of 10 acres in an area; that I have talked to John Grogan, and that could easily be established as part of the zoning. On the motion to refer this back to Bills on Second Reading it was so voted.

Ald.Rinker

Voted

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that an Ordinance

Rep.Bon2R

"Amending Sec. 2-5 Removal Procedures of the Code of Ordinances"

ought to pass. On motion of Ald. Pepino duly seconded by Ald. Pepino it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that public improvements consisting of historic theme sidewalks and lighting in the Amoskeag Corporation Housing Area Historic District be authorized to proceed. This recommendation is made upon consideration of the area's designation as the City's only nationally-registered historic district, the lack of recent public maintenance and/or reinvestment in the area, the significant private unassisted reinvestment in the area by owners and residents, the prior assurances given by Aldermanic Committees that public improvements would follow a demonstration of private financial commitment to the area, the importance of the district to other revitalization efforts, and the promise of higher property tax revenues in the future. Consideration has been given to recovery of a portion of the cost of the project through special assessments, but the Committee finds that state law regulations governing the use of Community Development Block Grant Funds and the administration costs associated with the multitude of owners in the area suggest this project in the absence of direct cost recovery. Accordingly, the Committee recommends that the public improvements be authorized to proceed upon determination of Federal Community Development Block Grant Fund eligibility at a cost not to exceed \$825,000. and that Finance Committee account start-up procedures be waived in this case. On motion of Ald. Cashin duly seconded by Ald. McDonough it was voted that the Report of the Committee be accepted and its recommendations adopted. Ald. Crotty recorded as opposed.

Rep.CIP Cm.

AccRecAdopted

A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that a proposed project for acquisition and rehabilitation of a vacant property at Chestnut and Lowell Streets for 60 and 70 units of low income housing be endorsed and preliminarily approved. The proposed project calls for the allocation of an amount not to exceed \$1,798,150. in Community Development Block Grant Funds to the Manchester Housing Authority for the purpose of providing a 3%, 20 year first mortgage loan of up to \$1,500,000. and a second mortgage loan of up to \$250,000. to the owner-developer, Morgan-Hale, Inc., together with administration, overhead, and construction inspection services

Rep.CIP Cm.

Motion

of \$48,150. Interest on the second mortgage loan would consist of 50% of the net operating profit from the project, and incorporate the proceeds from sale or refinancing of the property. The developer would contract to provide the units for low and moderate income occupancy, including persons displaced in other projects, at rent levels in conformance with prevailing subsidized rental rates, through an arrangement with the Manchester Housing Authority. Ald. McDonough moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Cashin. Ald. Pepino questioned the 3% 20 year first mortgage loan of up to \$1,500,000. and a second mortgage loan of up to \$250,000 to the owner/developer inquiring if the developer owns the property now. Mr. Hoben advised the developer has an option agreement on the property, Ald. McDonough stating that the owner lives out of state and has no intentions of refurbishing the property. Mayor Shaw advised there is some concern by people in the area that moving 70 people into one particular area in the City might not be in our best interest in the long term. Mayor Shaw inquired of Mr. Hoben if the person pays the second mortgage first, does he have a right to pay it off anytime he wishes, Mr. Hoben advising no. Mayor Shaw inquired what if he pays off the full mortgage, how long would we have an interest in the 50%, Mr. Hoben advising we would have the 50% for 20 years. Mayor Shaw inquired what if he doesn't pay the mortgage off within the 20 years and he doesn't sell the building, Mr. Hoben advising the property would be appraised at that time and he would be asked to refinance the property or otherwise sell it in order to give us our share. Ald. Pepino suggested bidding this \$1,500,000. out until we got an interest of 4% or 5%, and give all the citizens in Manchester the chance to do this. Ald. McDonough advised there is a very compelling need for housing, everytime you turn around in this City someone is being divested and thrown out of his lodgings; that Mr. McCann said tonight that these people are going to be dislodged; that at our CIP meeting I mentioned the Amoskeag Terrace, those places were sold for \$10,000. per unit, and now we find people in the upper echelons inhabiting them; that you have to find some lodging for these people; that you cannot compare this with Mr. Beliveau who is looking at an empty lot. Brief discussion took place in which Mr. McCann explained that the reason they were looking for relocation for the residents on Hanover Street is because the City of Manchester requested them to do predevelopment work on the Machinist Block and that proposal involves the relocation of the people in that building; that they will not be moving all the people from Hanover Street to Lowell Street, that the 60 units will be available to serve a number of people, including those who may be displaced from different public activities. Ald. Provencher inquired if we would be setting a precedent in doing this. Mr. McCann advised this is very similar to what we do on a smaller scale with the Rehabilitation Loan Program, making money available at different rates for this purpose, for low and moderate income housing. Ald. Provencher stated so this is going to be a housing project, Mr. McCann advising he did not want to use that terminology, but it is a development for low income housing and we have the advantage of keeping it on the tax rolls. Ald. Gimás inquired who would determine who is low income, Mayor Shaw advising the Federal Government decides who has low income so I presume a lot of elderly people would be allowed to move into this project; that the next thing that would happen is once other citizens move in there, the elderly might not want to live there anymore and they will slowly move out and the others will

take it over. Ald. Rinker stated if Manchester took that money and invested it in any kind of a decent investment, it would make \$200,000. on that amount of money and we could subsidize far more than 70 people for housing. Mayor Shaw commented that this project will end up like Hanover Street in the long run; that the reason we are taking the Hanover Street Block over is because there is a problem, and now we are going to move it. Ald. Rinker suggested maybe we should table this and study it some more. Ald. Pepino commented we were spending millions of dollars developing downtown, and we would be putting an instant ghetto on the corner of Lowell and Chestnut Streets. Ald. McDonough commented that just because a persons income is rather limited, I don't think we should call it an instant ghetto; that anyone who reads the paper has seen the terrible crunch on some tenants here. Mayor Shaw inquired if the merchants downtown have any rights, or the people who wish to walk in that area; do we want to put all those people in one area, or could we do what Ald. Rinker suggested, put the money in the bank, draw the interest or come up with a better way, and subsidize the same 70 people in better housing and spread them out so that everybody is satisfied. Ald. Pepino stated we are having a problem putting day care centers in neighborhoods, what kind of a problem are we going to have when we try to put low rent housing in these neighborhoods. Ald. Dwyer commented when we make money available for low income housing, we should have a stipulation that the owner or the developer and the City should make sure that it is kept that way from the day that it is rebuilt, instead of letting it come down to a slum. Ald. McDonough advised there is a screening process by the developer and MHA. Following lengthy discussion, on a roll call vote Ald. Provencher, Pepino, Osborne, Gimas, Thibault and Rinker voted nay; Ald. Carignan, McDonough, Dwyer, Crotty, Burkush and Cashin voted yea. The Clerk advised there were six yeas and six nays. Mayor Shaw voted nay, and the report was denied. Ald. Rinker advised the problem is real, and suggested we send this back to the MHA for further information or form a Committee to look at this. Ald. McDonough advised this building has been an eyesore for 5 or 6 years since the fire, is it just going to stand there in ruins? Ald. Cashin inquired of Mayor Shaw what plans he had for the building. Mayor Shaw requested 30 days to come up with a method to facilitate the moving of people to a different setting than 70 in a low income development. Ald. Cashin commented that the Mayor's "no" vote could jeopardize downtown redevelopment; that unless we have an area to relocate these people, redevelopment downtown could cease; that if you are opposed to downtown development, you should come out and say so. Mayor Shaw commented that the vote was six to six, and I have the right to vote either way. Ald. Pepino commented we are redeveloping downtown, and moving those people from Hanover Street to Chestnut and Lowell would just be creating an instant ghetto; that we are spending millions of dollars downtown, and I am sure there are other uses for that building such as office space, and I look at each project downtown on it's merits. Mayor Shaw commented if four projects are proposed for downtown and three of the four pass, it doesn't show that I am 100% in favor, but it puts me in the majority.

A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that a revised implementation schedule, and

RollCallVote

Denied

Mayor Shaw

RepCIP Cm.

financing plan for the proposed Washington Street Development Project be endorsed subject to the conduct of a public hearing and adoption of a Redevelopment Plan. Said revised implementation schedule and financing plan would accelerate the project start and completion, and use up to \$2,820,000 in bond issue funds for the redevelopment activities required, the proposed developer assuming responsibility for certain demolition and public improvement work.

AccRecAdopted

Ald. Cashin moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. McDonough. Mayor Shaw inquired if we were approving what is going to come back as a report from the Manchester Housing Authority, or is this the report?

J.Hoben

Mr. Hoben advised the Board of Mayor and Aldermen have previously approved a Bond Issue Resolution for the financing plan for the Washington Street Project that has come through the Community Improvement Program Committee; that the Committee met last week and approved that new financing plan which you heard through the Housing Authority this evening; that the hearing that was conducted this evening was basically on the redevelopment plan and less on how to pay for it; that this report addresses that financial issue - they are related. Ald. Gimás inquired if this Washington Street Project was closer to \$4 million when it started. Mr. Hoben advised it was close to that; that the cost of the redevelopment project, \$2,820,000., in addition to that we will advance work as part of the Notre Dame Bridge project which involves a lot of the property in that area; that has an additional cost in a separate project of \$675,000., and there are some funds involved in the Pilot Rehabilitation Program for other property for Community Development funds. There being no further discussion, on the motion it was so voted.

Voted

The Resolutions having been formally approved by the Commissioners in a Special Meeting of the Manchester Housing Authority prior to this meeting, the Clerk advised that the Report having been accepted and action of a Committee not required by law, a motion is in order that the two Resolutions

Resolutions

"Approving a Redevelopment Plan for the Washington Street Project"

"Approving a Commercial Rehabilitation Demonstration Program and Extending Housing Rehabilitation Program Phase I"

Mayor authorized
to execute
Voted

be passed to be enrolled and that the Mayor be authorized to execute the Cooperation Agreement on behalf of the City of Manchester. On motion of Ald. Cashin duly seconded by Ald. Burkush it was so voted.

Rep.CIP Cm.

A Report of the Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that the Highway Department be requested to proceed with contract award and construction of school sidewalk construction projects as set forth on the attached listing. This recommendation is made upon consideration of Highway Department staff recommendations to defer construction until 1985, as a result of construction bids 25% over engineering estimates, the probable result of the timing of the bids and extensive current construction activity in the region. Accordingly, the Committee recommends that \$110,000. in Community Development Block Grant Funds be allocated to provide for a total of \$530,000. in funding for this project, the Resolution for which is attached hereto. Resolution:

Resolution

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted that the Report of the Committee be accepted and its recommendations adopted. Under the rules, the Resolution was referred to the Committee on Finance.

AccRecAdopted
Reso.ref.Fin.
Ordinances

Ordinances:

"Amending Sections 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Sec. 2-5 Removal Procedures of the Code of Ordinances"

On motion of Ald. McDonough duly seconded by Ald. Pepino it was voted to read by title only. These Ordinances having had their second reading by title only, on motion of Ald. Burkush duly seconded by Ald. Thibault it was voted on passing same to be enrolled.

Title Only
2nd reading
Enrolled

Mayor Shaw called a recess to permit the Committee on Finance and Enrollment to meet.

Recess

Mayor Shaw called the meeting back to order.

Order

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that a pension for Maryrose Sproule previously granted in amount of \$334.12 bi-weekly be corrected to provide \$351.37 bi-weekly to correct an error made in the School Department. On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

Rep.Cm.Fin.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

AccRecAdopted
Rep.Cm.fin

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

ought to pass. On motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that, as requested by the Board of Fire Commissioners, a supplemental pension for District Chief George Young, 160 Mammoth Rd., Manchester, age 65, after 37 years of service as follows:

Rep.Cm.Finance

Salary - 12 months	\$28,370.35
1/2 applicable	14,185.18
Less State Pension	13,325.16
Net due from City yearly	860.01

together with any sick leave or vacation to which he is entitled be granted and approved retroactive to January 1, 1984 the date of his retirement. On motion of Ald. Crotty duly seconded by Ald. Carignan it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

Rep.Cm.Enrollment

"Amending Sec. 20 1/2-12 (c) of the Procurement Code of the Code of Ordinances"

"Amending Section 18-31 - Vacant Positions of the Ordinances of the City of Manchester" are properly enrolled. On motion of Ald. Osborne duly seconded by Ald. Burkush it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Resolutions

Resolutions:

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating Grant Funds"

TitleOnly

On motion of Ald. Burkush duly seconded by Ald. McDonough it was voted to read by title only.

SuspendRules

On motion of Ald. Rinker duly seconded by Ald. Dwyer it was voted to suspend the rules and place these Resolutions on their second and final reading by title only.

Following their second and final reading by title only, on motion of Ald. Cashin duly seconded by Ald. Dwyer, it was voted that the Resolutions pass to be enrolled under suspension of the rules.

Enrolled

Ordinances

Ordinances:

"Amending Sec. 20 1/2-12 (c) of the Procurement Code of the Code of Ordinances"

"Amending Section 18-31 - Vacant Positions of the Ordinances of the City of Manchester"

Title Only

On motion of Ald. Thibault duly seconded by Ald. McDonough it was voted to read by title only.

3rd reading

These Ordinances having had their third and final reading by title only, on motion of Ald.

Ordained

Thibault duly seconded by Ald. Burkush it was voted on passing same to be ordained.

NomSoucyWaterCm.

Ald. Gimas nominated C. Arthur Soucy for Board of Water Commissioners.

NomWagemanPolice

Ald. Carignan nominated Frank Wageman for Police Commissioners.

NomBarryPolice

Ald. Crotty nominated James Barry, Jr. for Police Commissioners.

CloseNominations

On motion of Ald. Gimas duly seconded by Ald. Burkush it was voted to close nominations.

NomBradyAlt.ZBA

Mayor Shaw nominated John Brady, from Ward 7, to be the third alternate on the Board of Adjustments.

Ald.McDonough
votereconsidered
Woodbury&Second

Ald. McDonough moved that the vote taken at the last meeting in respect to the property on Woodbury and Second Street be reconsidered, and that instead of sealed bids, that the parcel be given to open auction. Ald. Thibault duly seconded the motion to reconsider. Ald. Rinker advised he felt this was better than the sealed bid approach; that the Aldermen have set a precedent over the past 3 - 4 years in every case where we have sold land to an abutter, the Board of Assessors has made an appraisal and we have sold the land for the amount they appraised it for; that this includes lots on Pine Street in 1981, lots on Groveland Avenue on February 1, 1983, and those were both tax deeded property that the City owned and then sold to an abutter, and the other two cases were just land that the City owned and sold straight to the abutter for the fair assessed value by the Board of Assessors with no bidding or anything; that one of those is a similar case to this one in which there were 11,000 sq. ft. and it was on Baker Street and sold to PDM Plumbing for \$3,500. based on the Board of Assessors, it was state owned land just as this is, and sold on August 24, 1982 for the assessed price of \$3,500.; that our Assessors have looked at this property, and a letter has gone to the City Clerk saying that they agree that the appraisal is a fair one, and I have talked to that Assessor and he says if anything the appraisal is on the high side; that it does appear to me that we are discriminating against an individual and I don't understand why we are doing that. Mayor Shaw advised that we did have an auction on the Strand Theatre. Ald. Rinker responded but not when there was an abutting piece of property; that the Assessors Office agrees with the price; that if somebody else bid on that

Second

Ald.Rinker

land it couldn't go with the other two pieces of property that Mr. Belliveau owns, and therefore you would probably get less setback, less aesthetics and not the same property values from this as you get if you combined all three, and I don't understand why we have to go to auction in the first place when we have never done it on an abutting piece of property. Ald. Thibault advised that was the Committee's contention when they looked at it, and that is why they recommended it be sold to the abutter. Ald. McDonough commented that what has always been done is not necessarily valid, and he feels that every citizen should have an inherent right to bid on any City property up for auction or bid; that we came close to litigation on the Amoskeag School because someone felt that he was not given a fair shake. Ald. Rinker advised that Mr. Belliveau has paid for an appraisal on the property because Lands and Buildings Committee told him he had to go to the State, and the State told him he had to get a State approved appraiser; that nobody else has even had to pay for an appraisal; that Mr. Belliveau has had this in the works for two years, and if you are going to change the rules of the game, don't change them in the middle of the game, you change them now for in the future. On the motion to reopen the question it was so voted.

Motion to reconsider
voted

Ald. McDonough moved that the property be sold at auction, with a low bid of \$36,500. The motion was duly seconded by Ald. Burkush. Ald. Rinker moved to amend the motion that the property be sold outright to Mr. Belliveau for \$36,500. The motion to amend was duly seconded by Ald.

Ald. McDonough
motion

Ald. Rinker
motion

Thibault. On a roll call vote on the motion as amended, Ald. Rinker, Carignan, Pepino, Osborne, Dwyer, Thibault and Provencher voted yea; Ald. McDonough, Gimas, Crotty, Burkush and Cashin voted nay. The Clerk advised there were seven yeas, five nays and the motion to amend to sell the land to the abutter for \$36,500. passes. On a roll call vote on the motion as amended, Ald. Cashin, McDonough, Gimas, Crotty and Burkush voted nay; Ald. Thibault, Provencher, Rinker, Carignan, Pepino, Osborne and Dwyer voted yea. The Clerk advised there were five yeas, seven nays, and the motion as amended to sell the property to the abutter for \$36,500. carries.

Roll Call

Motion carries

Ald. Cashin gave notice that he would bring the action taken on the Woodbury/Second Street property up at the next meeting for reconsideration.

Ald. Cashin
notice for
reconsideration

On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to approve easement requested by Sanders Associates to allow New England Telephone Company to erect telephone polls on Airport land, the easement having previously been approved by the City Solicitor.

Easement NET&T
Sanders

Voted

Ald. Provencher moved to go into Executive Session under RSA 91A3 II Sec. A Personnel. The motion was duly seconded by Ald. Carignan. On a roll call vote it was unanimously approved. Following Executive Session, no action having been taken, on motion of Ald. Burkush duly seconded by Ald. Gimas it was voted to adjourn.

Exec. Sess.

Roll Call unan.

Adjourn

A true record. Attest.

John G. Rinker
City Clerk

SPECIAL BOARD OF MAYOR AND ALDERMEN

August 20, 1984

6:30 P.M.

Mayor Shaw called the Special Meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Carignan.

A moment of silent prayer was observed.

Roll Call

The Clerk called the roll.

Present: Mayor Shaw, Ald. Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Rinker.

Purpose

Mayor Shaw advised that the purpose of the Special Meeting was to hear a presentation of the Merrimack River Facilities.

John Hoben

Mr. Hoben advised that some months ago some businesses in the Community expressed concern to me about the future of the Volvo Tennis Tournament resulting from problems they are having in North Conway, the concern being that the Volvo Tennis Tournament at least stayed in New Hampshire rather than moving to another state, so that New Hampshire received the benefit of prestige, the impact on the economy, the tourism industry and the opportunity it presents people who live in New Hampshire to enjoy a first quality event; that an initial series of discussions was held expressing these ideas with the officials of the Volvo Tournament, and we indicated that in the event that the opportunity to hold the Volvo Tournament in North Conway did not appear to be feasible, that it might be something for us to consider in Manchester; that in discussions with the Parks Department as to where such a facility might be built if one were justified, taken into consideration was the short time frame involved making it important for the site to be owned principally by the City or with some public control, the benefit that could be derived from restaurants and economic activities being close to the center of the City, the accessibility to the Highway system and in an area that the Board had previously determined would be developed for public purposes and ideally that some public funds would be ready to proceed to carry out some portion of the public improvements. Referring to charts, Mr. Hoben outlined the area chosen as an ideal location for the facility at the southern-most end of Commercial Street, advising that this tract is currently publicly owned with funds scheduled to be expended over the next five years in developing this parkway along the River, with the exception of two small pieces of land which are not publicly owned but have been scheduled for acquisition budgetarily in the next couple of years in the event that the Board continued to carry out the program irrespective of this facility. Mr. Hoben further advised that in discussing how a facility like this might be developed, they sought to minimize the amount of public funding that would be involved, and feel confident that an arrangement could be structured whereby if the City would accelerate the scheduled improvements along the Riverfront Park System in this area and agree to lease a portion of the park for the construction of an arena on a long term basis, they believe it could be privately financed in its entirety for a period of 20 or 25 years, after which the title could be reverted to the City at no cost to the City; that this portion of the site would then be leased to local private interests that would finance and construct this Tennis facility and entertainment facility, and operate it for profit. Mr. Hoben advised that the facility itself would include about 15,000 seats, but could be developed for 12,000 seats initially.

and expanded to that level at a relatively modest cost; that there is no parking proposed to be developed with this facility, but since the activities that would take place here would be primarily nights and weekends, the parking facilities currently in the downtown area, which are not being used at those times could be utilized, with shuttles being set up with the 55 school busses not used during the summer months. Mr. Hoben, referring to preliminary cost estimates distributed to all Aldermen, advised that the public cost involved in preparing the site would be about \$1,275,000, \$100,000. of which would be used to upgrade existing Municipal Courts to be used one week a year for practice courts for the Tournament, but for public use the rest of the year; that the anticipated private investment to build this facility would depend on the type of seating that is used, but for \$2,600,000. to \$2,950,000., this would be the largest tennis facility in the United States and perhaps in the world, and one of the finest from the standpoint of seating. Mr. Hoben advised that in thinking this through, there has been a group of interested business people in Manchester who have shared these discussions with me such as Fred Kfoury, Lorne Worthington and Michael Spector, who have helped give me a sense as to whether or not this might be doable financially from the standpoint of a private investor. Mr. Hoben advised it was important to bring this to the Board to get your general reaction on this approach, and in the event they are not able to work things out in North Conway, that we be prepared to step forward and suggest that Manchester is an option for them to consider and that we have a general understanding that we will be able to proceed fairly quickly and with some certainty in definition as to where we are going. Ald. Provencher advised he would like to have some background information on Volvo itself, and whether they are going to be around for a long time, Mr. Hoben advising he would do the best he could. Mayor Shaw recognized Mr. Harry King who spoke in opposition to the proposed stadium advising he felt that money could be better spent on improvements to Manchester. Following discussion, Mr. Hoben advised that he was looking for endorsement of the proposed acceleration of the Riverfront Park System improvements so as to provide for possible development of a stadium facility, authorization for the City Coordinator to undertake preliminary studies on the proposed improvements, including appraisals, and to conduct negotiations for lease of a portion of the park site for private construction of the facility and authorization for the City Coordinator to express the strong interest and support of the Board in presenting the proposed park-stadium complex as a possible site for the Volvo International Tennis Tournament in the event the existing in-State location no longer remains feasible. Ald. Burkush moved to endorse the proposal and grant authorization to City Coordinator as requested. The motion was duly seconded by Ald. Dwyer. Following brief discussion, on the motion it was so voted.

Motion

Voted

Ald. McDonough recorded as abstaining.

Mayor Shaw advised that this being a Special Meeting, no further business could come before the Board except with unanimous consent.

There being no further business, on motion of Ald. Gimás duly seconded by Ald. Thibault it was voted to adjourn.

Adjourned

A true record. Attest.

John J. Hilde
City Clerk

BOARD OF MAYOR AND ALDERMEN AND LIBRARY TRUSTEES

JOINT MEETING

September 4, 1984

7:30 P.M.

Order

Mayor Shaw called the meeting to order in Joint Session with the Trustees of the Manchester City Library for the purpose of nomination of Library Trustee.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Osborne.

A moment of silent prayer was observed.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher; Library Trustee Zachos, Sullivan, Gagnon and Sheehan.
Absent: Library Trustee McIninch, Baker and Marvin.

Ralph McIninch
nominated
Library Trustee

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to nominate Trustee Ralph McIninch, whose term is expiring October 1, 1984, to succeed himself.

Close
nominations

On motion of Ald. Gimas duly seconded by Ald. Pepino it was voted to close nominations.

Suspend Rules

On motion of Ald. Crotty duly seconded by Ald. Gimas it was voted to suspend the rule that the nomination lay over for two weeks.

Ralph McIninch
confirmed
Library Trustee

On motion of Ald. Crotty duly seconded by Ald. McDonough it was voted to confirm nomination of Ralph McIninch for Library Trustee to succeed himself.

Adjourned

There being no further business to come before the Joint Session, on motion of Ald. Crotty duly seconded by Ald. Dwyer it was voted to adjourn.

A true record. Attest.


City Clerk

BOARD OF MAYOR AND ALDERMEN

September 4, 1984

Order

Mayor Shaw called the meeting to order.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino,

Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to suspend the rules to permit addressing Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.

Suspend Rules

Voted

CONSENT ITEMS

CONSENT AGENDA

Approved under supervision of Department of Highways

Poll locations

Public Service petition #11-637

Sidewalk Improvement Petitions

Sidewalk Improvement Petitions

Thomas Gibbons - 334 Walnut St.
George Beaudet - 222 Seames Dr.
Eleta A. Klene - 228 Ash St.
Leonard Sousa - 221 Lake Ave.
Ralph A. Luce - 229 Harrison St.
William T. Vasilios - 183 Pine St.
Robert C. Laramy - 225 Mast Rd.
Hector Gamache - 323 Concord St.
Steven M. Soucy - 316 Notre Dame Ave.
B. Pochell - 105 William St.

Informational to be received and filed

Communications from Executive Councilor Louis Georgopoulos advising of items of interest on a statewide basis.

Cm.fr.Ex.Cn.Louis Georgopoulos

Communication from State of N.H. Water Supply and Pollution Control Commission advising of approved projects as a result of a public hearing on July 11th.

Cm.fr.State of NH Water Supply & Pollution Control Commission

Referral to Committees

BILLS ON SECOND READING

Petition on behalf of Elias J. Papp submitted by Attorney Robert Eaton relative to Lots 190-189 Pine Lane presently owned by the City and requesting that the Board authorize the Mayor to execute a deed of said lots to the petitioner.

Petition submitted by Atty. Eaton

Communication from Patricia Goley of American Towing, Inc. requesting that consideration be given to their proposal to the zoning ordinance.

Cm.fr.Patricia Goley

COMMUNITY IMPROVEMENT PROGRAM COMMITTEE

Communication from Clem Lemire advising at a commission meeting it was voted to request the purchase of a lot at Wolfe Park on the corner of Harvel and Wheelock Sts; advising further that there are other lots in the vicinity that should be acquired.

Cm.fr.Clem Lemire

Reports of Committees

COMMITTEE ON BILLS ON SECOND READING

Five Reports of the Committee on Bills on Second Reading were presented wherein they respectfully recommended, after due and careful consideration, that an:

5 Reports of Cm.on Bo2R

Ordinance

Ordinance

"Amending the Zoning Ordinance of the City of Manchester by extending the I-1 (Airport Industrial) Zoning District within the vicinity generally bounded by South Willow Street, Goffs Falls Road, the Lawrence Branch of the Boston and Maine Railroad and Keller Street"

Inexpedient to
legislate

tabled since February 6 at the request of the petitioner's attorney for clarification of the specific area involved, be deemed inexpedient to legislate.

Ordinance

Ordinance

"Amending Section 2-111 of the Code of Ordinances"

Ought to pass

providing compensation for the Board of Adjustment ought to pass, and, further, that compensation for Alternate Members of the Board be considered as a separate issue and addressed at a later date.

Ordinance

Ordinance

"Amending Section 9.08 Violation Penalty of the Zoning Ordinance of the City of Manchester"

Referred to Public
Hearing Sept.24,
1984 7:00 P.M.
Aldermanic Chamber

be referred to a Public Hearing to be ordered and held on Monday, September 24, 1984, at 7:00 P.M. in the Aldermanic Chambers at City Hall.

Ordinance

Ordinance

"Amending Section 18-26 of the Ordinances of the City of Manchester"

Ought to pass

establishing new Class Specifications of Attorney, Ski Area Maintenance Worker, Skate Guard/Lift Attendant, Assistant City Solicitor and revised Class Specifications of City Solicitor, ought to pass.

Ordinance

Ordinance

"Establishing a Suburban Multi-Family Residential Zoning District to be designated an R-SM District"

Ought to pass

be further amended by inserting a new Section 2.03: Minimum District Size of Residential Suburban Multi-Family Zoning Districts, establishing that an area of 10 acres is considered to be the minimum area necessary for consideration and creation of such a district within the intent of the ordinance and that the Ordinance, as further amended, ought to pass.

ELDERLY SERVICES POLICY COMMITTEE

Communication was presented from the Elderly Services Policy Committee with a report and recommendations that City Government should

Cm.fr.Elderly
Services Policy Cm.

1. Remain an active fundor of elderly programs and services
2. Support coordination and outreach efforts in the Community
3. Prioritize elderly issues because of the growing elderly population

FINANCE COMMITTEE

Personnel Agenda, meeting of August 27th, all Aldermen having previously been furnished copies.

Personnel Agenda
August 27th

Communication from Robert Plymesser requesting funds for a truck at Airport at a cost of \$14,500. less trade in, funds to come from their MAA Account.

Cm.fr.Robert
Plymesser

Communication from Department of Highways requesting a pension for Walter Schlender, 103 Glenwood Ave., age 43, after 22 years and 10 months of service in amount of \$274.83 per week, effective September 3, 1984.

Cm.fr.Dept. of
Highways

Authorization to Incur Expenditures on 1984 CIP - 7.20102 MTA Capital Equipment

Authorization to
Incur Expenditures

Communication from CIP relative to 1984 CIP Project 7.20102 MTA Capital Equipment together with revised budget forms to reflect the recent amendment to the 1984 CIP as a result of new federal (UMTA) funds being made available.

Cm.fr.CIP

Communication from CIP advising that UMTA funds earmarked for disbursement in other N.H. communities through the Governor's Office remain unobligated and can be utilized by the Transit Authority in amount of \$127,000., the local share is 20% and would be provided as follows:

Cm.fr.CIP

1984 CIP 7.20102 MTA Capital Equipment	\$10,300.
1983 CIP CDBG Reserves	7,000.
1978 CIP 5.10201 So. End. Pool Design	14,228.
Total	\$31,528.

together with a Resolution

Resolution

"Amending the 1984 Community Improvement Program and authorizing and appropriating grant funds and authorizing the transfer of unexpended balance of Revenue Sharing funds from the 1978 CIP to the 1984 CIP MTA Capital Equipment 7.20102"

LANDS AND BUILDINGS COMMITTEE

A Report of the Committee on Lands and Buildings was presented wherein they respectfully recommend, after due and careful consideration, that unexpended balances in balances in CIP Bond Issue Accounts as follows:

Rep.Cm.L&B

1981 CIP School Facilities Improvements (Asbestos) Project 3.30502A	\$ 85,929.61
1983 CIP Reconstruction/Energy Conservation Improvement - Green Acres Project 8.30354	14,225.00
1983 CIP School Reconstruction/Asbestos Removal/Energy Account Project 8.30353	63,021.29

Resolution

be consolidated thereby making available a total of \$100,154.61 to offset part of the cost for Window/Door Replacement and Life Safety Code Improvement Projects at West High School, such improvements having a useful life in excess of fifteen (15) years and for that purpose a Resolution is submitted for your consideration:

"Authorizing consolidation of Unexpended Bond Issue Balances in the total amount of \$100,154.61 to be designated for Permanent Improvements at West High School"

COMMITTEE ON TRAFFIC

5 Reports of
Committee on
Traffic

Five Reports of the Committee on Traffic were presented wherein they respectfully recommend, after due and careful consideration, that:

the following regulations governing standing, stopping and parking, be adopted and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of Chapter 335 of the Session laws of 1951 and the Ordinances of the City of Manchester

PARKING TIME LIMITED IN DESIGNATED PLACES

(b) The driver of a vehicle shall not park such vehicle for longer than two hours at any time, between the hours of eight a.m. and six p.m. of any day and Thursday nights to nine p.m. except Sundays and public holidays in the following described district:

Commercial St., west side, from a point
410 ft. south westerly of Canal St. to
Philippe Cote St.

REPEALING PROVISIONS

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Regulating traffic upon the streets of the City of Manchester" as adopted January 7, 1947 with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted, be repealed;

Report

that:

the Canal and Victory Parking Garage rates be increased as follows:

Hour 1	FREE
Hour 2	25 cents
Each Added Hour	25 cents
All Day	\$ 1.75
Overnight	1.50
Weekly	16.00
Monthly	30.00

effective October 1, 1984;

that:

metered parking be increased to \$.20 per hour at all metered parking lots and on the street, effective October 1, 1984;

that:

parking fines be increased to a minimum of \$5.00, other than expired meters which remain at \$2.00, effective October 1, 1984;

and that:

the Parking Meter Division be authorized to purchase such new meters, cases, and adaptors as are required to accomodate the increase in parking meter rates, at a projected cost of \$150,000. to \$160,000., to be financed through the Municipal Parking Garage Account and/or the Parking Facilities Reserve Fund.

COMMITTEE ON TRANSPORTATION

A Report of the Committee on Transportation was presented wherein they respectfully advise that

1. It is establishing a vehicle pool from which vehicles will be assigned, as needed, for travel on city business by employees/departments not having city cars assigned or for temporary use by a department when an assigned vehicle is undergoing repairs
2. A secure and central location for the pool vehicles is necessary
3. A request was made for allocation of ten (10) parking spaces in the Highway Department yard and the request was denied by the Highway Commission

and, therefore, it respectfully recommends, after due and careful consideration, that the Highway Commission be directed to provide ten parking spaces in the Highway Department yard for secure parking of the pool vehicles.

On motion of Ald. Rinker duly seconded by Ald. Burkush it was voted to approve the Consent Agenda.

Communication was presented from Lionel Mercier requesting that the City of Manchester name him a Boat Permit Collection Agent. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to approve request, subject to his being appointed an agent by the State of New Hampshire.

Communication was presented from Joseph Acorace, Finance Director, relative to payroll processing for retired employees, suggesting that the Board consider making all pensions payable on a monthly basis rather than weekly or bi-weekly, effective January 1, 1985, or, if

Report

Report

Report

Rep.Cm. on
Transportation

Consent Agenda
approved - Voted

Cm.fr.Lionel
Mercier

Voted

Cm.fr.Joseph
Acorace

Voted

that is not possible, offering several alternatives. Following discussion, on motion of Ald. Rinker duly seconded by Ald. Osborne, it was voted to approve paying all pensions over \$300.00 on a monthly basis, in advance, effective January 1, 1985, and all pensions under \$300.00 on a quarterly basis in advance. Mr. Acorace advised this would not effect the people on the New Retirement System who are collecting their pensions in arrears.

Cm.fr.Robert McCann

Communication was presented from Robert McCann, Manchester Housing Authority, requesting approval for plaques for the parking garage and bus transfer facility, suggesting several names for the parking garage, but no suggestions for the bus transfer facility. Mayor Shaw suggested that the Aldermen and Mayor responsible for this have their names put on the plaque, and the new members of the Board of Mayor and Aldermen be left off the plaque. Mr. Hoben advised of an error on the second plaque; that the "Department of Housing and Urban Development" should be replaced with the "U.S. Department of Transportation". Following discussion, on motion of Ald. Pepino duly

Voted

seconded by Ald. Provencher it was voted to put all past Mayors and Aldermen responsible for the project on the plaque, as well as the present members of the Board of Mayor and Aldermen, and correct the error on the second plaque to "U.S. Department of Transportation." Following brief discussion, on motion of Ald. Thibault duly seconded

Voted

by Ald. Rinker it was voted to approve naming the new garage "Center Garage." On motion of Ald. Thibault duly seconded by Ald. Pepino it was voted to reconsider the motion. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to approve naming the new garage the "Center of N.H. Garage." Brief discussion took place relative to naming the Bus Terminal, Mr. Hoben suggesting that the Manchester Transit Authority be consulted for their recommendation, the Board concurring with his suggestion.

Voted

Cm.fr.Mary McDonald

Communication was presented from Mary McDonald submitting her resignation as Clerk of the Board of Adjustment. On motion of Ald. Gimás duly seconded by Ald. Rinker it was voted that the resignation be accepted with regret and appreciation.

Resignation
accepted

Communication was presented from Mayor Shaw advising that he will nominate William McDonald to fill the unexpired term of Mary McDonald and requesting that the rules be suspended in order to confirm the nomination. On motion of Ald. Crotty duly seconded by Ald. Pepino it was voted to suspend the rules as requested. On motion of Ald. Rinker duly seconded by Ald. Dwyer it was voted to confirm the nomination of William McDonald as Clerk of the Board of Adjustment to fill the unexpired term of Mary McDonald.

Ordinance:

"Amending Section 2-111 of the Code of Ordinances"

"Establishing a Suburban Multi-Family Residential Zoning District to be designated an R-SM District"

"Amending Section 18-26 of the Ordinances of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted to read by title only.

These Ordinances having had their second reading by title only, on motion of Ald. Osborne duly seconded by Ald. Rinker it was voted on passing same to be enrolled.

Mayor Shaw called a recess to permit the Committee on Enrollment to meet.

Mayor Shaw called the meeting back to order.

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that Ordinances

"Amending Section 2-111 of the Code of Ordinances"

"Amending Sec. 2-5 Removal Procedures of the Code of Ordinances"

"Amending Sections 18-25 and 18-26 of the Ordinances of the City of Manchester"

are properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Pepino it was voted that the Report of the Committee be accepted and its advisement adopted.

Ordinance:

"Amending Section 2-111 of the Code of Ordinances"

On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to read by title only. On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to suspend the rules and place this Ordinance on its third and final reading by title only. Following the third and

Cm.fr.Mayor Shaw
William McDonald
nominated
Brd.ofAdjustment

Suspend Rules
William McDonald
confirmed Clerk
of Brd.ofAdjustment

Ordinance

ByTitleOnly

Passed to be
Enrolled

Recess

Order

Rep.Cm.Enrollment

Ordinances

Acc.Adv.Adopted.

Ordinance

ByTitleOnly

Suspend Rules

Passed to be
Ordained under
Suspension of Rules

Ordinances

ByTitleOnly

Passed to be
Ordained

Reconsideration of
Vote to sell Prop-
erty at Woodbury &
Second Sts.

Motion

Roll Call

Motion died

C.Arthur Soucy
confirmed
Water Commissioner

Frank Wageman
confirmed
Police Commissioner

James Barry
confirmed
Police Commissioner

John Brady
confirmed
Zoning Board of
Adjustment

Cm.fr. Ald.
Osborne

final reading by title only, on motion of Ald. Gimas duly seconded by Ald. Crotty it was voted that the Ordinance pass to be ordained under suspension of the rules.

Ordinances:

"Amending Sec. 2-5 Removal Procedures of the Code of Ordinances"

"Amending Sections 18-25 and 18-26 of the Ordinances of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted to read by title only. These Ordinances having had their third and final reading by title only, on motion of Ald. Thibault duly seconded by Ald. Provencher it was voted on passing same to be ordained.

Reconsideration of vote to sell property at Woodbury and Second Street, notice of reconsideration having been given by Ald. Cashin at the meeting held August 7, 1984. Ald. Dwyer moved to reconsider the vote to sell property at Woodbury and Second Street. The motion was duly seconded by Ald. Cashin. Mr. Bourque clarified that if the motion to reconsider passes, then the original motion to sell the property is open. Ald. Rinker urged the Board to vote against reconsideration. On a roll call vote, Ald. Dwyer, Crotty, Burkush, Cashin, McDonough and Gimas voted yea; Ald. Thibault, Provencher, Rinker, Carignan, Pepino and Osborne voted nay. The Clerk advised there were six yeas and six nays. Mayor Shaw voted nay, and the motion to reconsider died.

On motion of Ald. Gimas duly seconded by Ald. McDonough it was voted to confirm the nomination of C. Arthur Soucy as Water Commissioner for a term of six (6) years, expiring January, 1991.

On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted to confirm the nomination of Frank Wageman as Police Commissioner for a term of three (3) years, expiring September, 1987.

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to confirm the nomination of James Barry as Police Commissioner for a term of three (3) years, expiring September, 1987.

On motion of Ald. Dwyer duly seconded by Ald. Burkush it was voted to confirm the nomination of John Brady as third alternate to the Zoning Board of Adjustment.

Communication was presented from Ald. Osborne requesting consideration

of an attached Charter amendment:

Charter
amendment

Sec. 3.20 Authority

(b) Exclusive personnel responsibility: The department head shall have exclusive responsibility for hiring, promotion, and discipline of personnel within his department subject only to the requirements of personnel ordinances and the provisions of grievance procedures contained in collective bargaining agreements. In the basic and special services departments the department head's authority for hiring and promotion within the department shall be subject to the confirmation of the board, commission or authority.

Ald. Osborne advised that the difference from the last amendment he brought in was that the Department Heads will have the power to recommend, and the Commissioners will have the power to approve or disapprove the recommendation. On motion of Ald. Burkush duly seconded by Ald. McDonough it was voted to refer to Committee on Bills on Second Reading.

Ref.Cm.Bo2R

Communication was presented from C. Arthur Soucy submitting his resignation as Parks and Recreation Commissioner effective upon confirmation of his replacement.

Cm.fr.C.ArthurSoucy

Mayor Shaw nominated George Younger as Parks and Recreation Commissioner to fill the unexpired term of C. Arthur Soucy.

George Younger
nominated
P&R Commissioner

On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to accept the resignation of C. Arthur Soucy with regret, and to send him a letter of appreciation for his long tenure in the Parks and Recreation Commission. Ald. Pepino requested that C. Arthur Soucy receive a plaque for this purpose, Mayor Shaw advising he would see to it.

Resignation
Accepted

Ald. Provencher raised question as to the funding for the proposed new Northwest Elementary School. Mayor Shaw advised that this would be coming up in the 1985 Budget. Mr. Hoben advised that the selection of an architect has been done, but the paperwork has not been done; that once the paperwork has been brought forward and approved, work will start within a couple of days. Ald. Gimas advised that Mr. McLaughlin must submit the communication to the Board. Mayor Shaw advised he would check with Mr. McLaughlin and advise the Board of where they are at.

Ald. Provencher

Ald. McDonough

Motion

Ald. McDonough moved that a Special Committee be established to begin work on the 1985 Operating Budget, and to consider implementation of the recommendations in the Management Review Report; that the Committee be named A Special Committee on Budget and Management Review; that the Committee be composed of the present members of the CIP Committee, the Chairman of the Personnel Committee, and the Chairman of the Public Works Committee; that the Chairman of this Special Committee be the present Chairman of the CIP Committee, and the Clerk of that Committee be the Finance Officer; that all City Officials and employees be directed to cooperate with this Special Committee and serve as staff to the Committee as required and directed. Ald. Cashin duly seconded the motion. Mayor Shaw inquired what the intent of this motion is. Ald. Cashin advised that he is concerned about what input, if any, the Finance Department had into the Budget; that he understands that the Department Heads have already submitted their proposals to you and I have not seen anything and do not think the Finance Department has seen anything; that we would like to have an idea of what is going into the figures. Mayor Shaw advised the Board would have final approval of the Budget; that we have had meetings with Department Heads about the subjects that will be on the Budget; that the Charter states that the Mayor will produce the Budget and give it to the Aldermen by a certain date, but it is nowhere near finished yet; that nobody has been consulted because the information is still being inputted by Mr. Badolati. Ald. Cashin inquired how closely the Mayor has worked with the Finance Department, John Hoben or the City Clerk. Mayor Shaw advised he has not even worked with Mr. Badolati on it, because the information has just finished being entered; that if you wish a Special Committee to work on the Budget, there is no problem in my mind. Ald. McDonough advised the recommendations of the Management Review Report should be worked on. Mayor Shaw advised the Aldermen would be doing all of this and consulting; that you have 90 days to consult with all Department Heads, but are you going to go back to Department Heads and request that they resubmit everything; that we can send the Aldermen everything that has been submitted to us, but it is just paper right now; that Mr. Badolati is strictly inputting raw data from Department Heads, nothing from me right now; that very

shortly every Department Head will come forward and have his input into the Budget process. Ald. Cashin advised the Aldermen would like to same opportunity. Mayor Shaw advised you can have it now; that all the information Department Heads have produced can be sent to all Aldermen right now; that you can receive all the raw data and all the recommendations. Ald. Cashin advised that the request to set up a Committee that all this information can be sent to is a good one, Mayor Shaw advising the Finance Committee takes care of all Budget matters; that in 30 more days you will have everything that you want, and these people who you perceive as not having input will have their input; that the Charter specifically says that the Mayor shall produce on a certain date his Budget and it shall be approved by the full Board, and my Budget will be presented on the proper date to the Finance Committee, and the Finance Committee can break itself up into any combination to do the work; that to go out with signals now, I don't know how you will gain within the next 30 days, when I must produce it for you within 30 days. Ald. Cashin commented they would like the opportunity to try. Ald. McDonough advised that is a lot of information to digest in the Management Review recommendations and the Budget itself. Mayor Shaw advised the Management Review recommendations do need a Committee, but to do anything about the Budget process 30 days before I must legally produce it is not correct, and to not give the information about motions that you are going to bring forward is not right. Mayor Shaw inquired if the intent was to produce a second Budget. Ald. McDonough advised the intent is to become familiar with all facets of the Budget, and let us now lose site of the Management Review Report. Ald. Rinker commented the implementation of the Management Review recommendations will be an on-going process, and I am not sure it should be combined with the Budget, and secondly, since it is the Mayor's Budget and we probably won't get the information from that Committee any more quickly then when the Mayor will get it to us anyway. Ald. Cashin moved to the question. Mayor Shaw commented he was not sure of the intent. Ald. Cashin commented he is concerned about the input that is going into the Budget and he would like to know first hand as opposed to having to act on something; that I don't believe the Finance Department has

had as much input into this Budget as they have had in the past, and I would feel more confident if they did. Mayor Shaw advised that is true, but the same person, Mr. Badolati, is working on it. Ald. Pepino advised he could not vote in favor of this as he does not have enough information and has not had the chance to read the communication. On the motion it was so voted, Ald. Rinker and Pepino recorded as opposed.

Voted
Ald. Gimas
Motion

Ald. Gimas moved to appropriate \$220,000. from the Contingency Fund and prior year Surplus to do three needed school projects:

1. \$100,000. for new books,
2. \$100,000. for replacement of plastic windows with glass and
3. \$20,000. for rugs.

The motion was duly seconded by Ald. Osborne. Mayor Shaw advised he had taken a tour of all the Schools today within a six hour time period. Ald. Dwyer inquired if the new windows would be safety glass, Mayor Shaw advising yes. Mayor Shaw inquired of Mr. Acorace if this was proper. Mr. Acorace advised if the Board wishes to appropriate these funds, it requires a Transfer Resolution first from Contingency, and once those funds are depleted, it would be appropriate to issue a Transfer Resolution from the revenue of prior years. Mayor Shaw advised this would be a sense of the Board, and then the proper Resolution would come forward. Mayor Shaw inquired if there was money in prior year surplus to cover this, Mr. Acorace advising there is. On the motion it was so voted. Mayor Shaw requested Mr. Acorace to bring forward the proper material for approval.

Voted
Ald. Crotty

Ald. Crotty raised question as to when the School Sidewalk Program would begin. Mr. O'Shaughnessy advised that originally they had enough money for the program, but because this is a bad time of year to go out for construction bids, they had to come in for an additional \$100,000. which took some additional time; that the contract was signed today and work should be started by September 20th; that if they start September 10th or 12th, work could be done by October 1st.

Mayor Shaw

Mayor Shaw advised that the Riverfest is taking place this weekend and everyone is invited, especially the Aldermen.

Executive Session

Ald. Rinker moved to go into Executive Session under RSA 91-A:3 for the purpose of discussing negotiations. The motion was duly seconded

by Ald. Thibault. On a roll call vote, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Thibault and Provencher voted yea; Ald. Cashin voted nay. The Clerk advised there were eleven yeas, one nay, and the motion passes.

Roll Call

Voted

Following Executive Session, no action having been taken, on motion of Ald. Crotty duly seconded by Ald. Rinker, it was voted to adjourn.

Adjourned

A true record. Attest.


City Clerk

State of New Hampshire
Hillsborough SS

September 7, 1984

Personally appeared before me David Wihby, Acting Selectman, Ward One, and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough SS

September 10, 1984

Personally appeared before me Pauline Pouliot, Acting Selectman, Ward Three, and subscribed to the oath office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough SS

September 10, 1984

Personally appeared before me Virginia Eshoo, Acting Ward Clerk, Ward One, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough SS

September 13, 1984

Personally appeared before me James Barry, a member of the Police Commission and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough SS

September 13, 1984

Personally appeared before me C. Arthur Soucy, a member of the Water Commission and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough SS

September 17, 1984

Personally appeared before me, William McDonald, Clerk of Board of Adjustment and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough SS

September 20, 1984

Personally appeared before me, Frank Wageman, a member of the Police Commission and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough SS

September 25, 1984

Personally appeared before me, Ralph McIninch, a member of the Library Trustees and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

SPECIAL MEETING

September 27, 1984

5:00 P.M.

Order

Mayor Shaw called the Special Meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Thibault.

A moment of silent prayer was observed.

Roll

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Gimas and Dwyer.

Tag Day
approved

On motion of Ald. Burkush duly seconded by Ald. Osborne it was voted to approve a Tag Day request for Pop Warner Jr. Bantam on Saturday, September 29th.

Mayor Shaw called on Wilbur Jenkins to address the Board in regards to labor negotiations.

W.Jenkins

Mr. Jenkins advised that at the previous meeting with the Board of Mayor and Aldermen in Executive Session, the Board did not act on the proposed contract between AFS-CME Local 298 and the City of Manchester; they did not vote on the contract, but indicated that they wanted one article renegotiated, that being on the hospital medical insurance; that the Negotiating Team had recommended a change in the method of payment for hospital medical insurance from the current \$6.00 amount to a percentage of the total premium, which would be 90%; that he met with the Union Representatives twice in an attempt to negotiate a change in that article, but the Union is holding with their position of the proposed 90% of the premium; that the alternative at this time would be for the Aldermen to either vote the contract as proposed by the Aldermanic Negotiating Team or to reject it which would mean going back to Negotiations and through the entire process of negotiating a new contract; that means that either side could then reopen any of the issues that were on the table previously. Ald. McDonough moved to implement the Contract. The motion was duly seconded by Ald. Crotty. Ald. Pepino inquired if this contract had changed at all since the Aldermen last looked at it, Mr. Jenkins advising it had not changed at all. Ald. Burkush inquired if this contract would in line percentage-wise with what the other contracts have received. Mr. Jenkins

Ald. McDonough
Motion
Ald. Crotty
Second

advised that each of them have different contracts, but at the present time all of them are on the \$6.00 basis on the hospital medical insurance; that this would be the only contract on a percentage basis. Ald. Burkush inquired if this would cost the taxpayers more money, Mr. Jenkins advising that this year it would be just about even based on the current premium, but next year, if the premium goes up astronomically, the City would tend to pay more because it is on a percentage basis; that if it stabilizes or decreases the City would gain. Following brief discussion, Ald. Thibault inquired if we settle this contract, will this give the teachers 10% more next year, Mayor Shaw advising no. Ald. Rinker advised he does not have a concern with the percentage basis, but he has a problem with it being as high as 90, with the employees only picking up 10%; that he would rather see it around 80%; that once you raise this to 90%, it will be there forever and some abuse will creep back into the program thus increasing the taxes on the Blue Cross portion. Ald. Cashin inquired of Mr. Jenkins if this contract was comparable to other contracts that we have signed. Mr. Jenkins advised that it was comparable in total cost. Ald. Cashin advised that health care insurance has become very competitive, and inquired if we would be going out after new proposals anywhere in the near future. Mayor Shaw advised that a Meeting is scheduled Friday on that very subject, and we are hoping to join a plan which might even pay 100% of the employee cost rather than the 90%, if they will switch over to this type of coverage voluntarily. Ald. Cashin commented that actually the 90% could become academic if this were to come about, Mayor Shaw advising that was correct. Ald. Cashin moved to the question. On the motion it was voted to approve the proposed contract between the City of Manchester, N.H. Aldermanic Negotiating Team and Local 298, American Federation of State, County and Municipal Employees, AFL-CIO.

Ald. Rinker and Pepino recorded as opposed.

Mayor Shaw advised that this being a Special Meeting, no further business could come before the Board except with unanimous consent.

There being no further business to come before the Board, on motion of Ald. Burkush duly seconded by Ald. Cashin it was voted to adjourn.

A true record. Attest.


City Clerk

State of New Hampshire
Hillsborough, SS

September 28, 1984

Personally appeared before me, John Brady, an Alternate member of the Board of Adjustment, and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

Ald.Burkush

Ald.Thibault

Ald.Rinker

Ald.Cashin

Mayor Shaw

Move to Question

Voted to approve

Rinker-Pepino oppose

Adjourn

BOARD OF MAYOR AND ALDERMEN

October 2, 1984

7:30 P.M.

Order	Mayor Shaw called the meeting to order. Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Gimas. A moment of silent prayer is observed. The Clerk called the Roll.
Roll Call	Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Dwyer.
Motion	On motion of Ald. McDonough duly seconded by Ald. Burkush it was voted to suspend the rules to permit addressing Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.
Voted	
Consent Agenda	<u>CONSENT ITEMS</u> Mayor Shaw advised that if the Aldermen desired to remove any of the following items from the Consent Agenda to be taken up separately, he should so indicate; that one motion will be taken at the conclusion of the Consent Agenda.
Minutes Accepted	<u>Minutes Accepted</u> Meetings of June 5 and 19; July 2, 23 and 31; August 7 and 20; and September 4, all Aldermen having previously been furnished copies. <u>Approved under supervision of Department of Highways</u>
Pole Location Pet.	New England Telephone Petition #921451 and 921548 and #921549 <u>Sidewalk Improvement Petitions</u>
Sidewalk Imp Pet	Stephen Matte - 480 Merrimack St. Bertrand H. Pelletier - 1962 Elm St. Donna P. Clark - 2146 Elm St. Celina Leblanc - 352 & 354 Manchester St. David G. Iller - 75 & 77 Prospect St and 543 Pine St. Michael A. Danello - 168 Walnut St. Mitchell Schwartz & Cherie Troyen - 52 Clarke St. Marion T. Murphy - 97 Sunnyside St. Michael Bargiel - 728 Hayward St. Elizabeth Adams - 245 Massabesic St. Joseph Mazek - 30-32 Morrison St. Gilles M. Poisson - 699 Beacon St. J. Robert Durning - 754 Chestnut St. Dunkin Donuts - 947 Second St. <u>Informational received and filed</u>
Cm.fr.Ex.Cn. Georgopoulos	Communications from Executive Councilor Louis Georgopoulos advising of items of interest on a statewide basis.
Cm.fr.St.Hedwig's Parish	Communication from St. Hedwig's Parish expressing appreciation for the sidewalk improvement.
Cm.fr.Federated Arts of Manchester	Communication from Federated Arts of Manchester expressing appreciation for the City's very generous support.
Cm.fr.CityClerk	Communication from City Clerk advising that nominations will be in order at the next regular Meeting to fill the unexpired term of Arthur Lewis, deceased, term to expire January 1987. <u>Report Accepted, Received and Filed</u>
1983 Water Works Report	1983 Water Works Report, all Aldermen having previously received copies. <u>Approval of Tag Day requests for:</u>
Tag Day Requests	DAV Chapter #1 October 20 Saturday

Memorial Booster Club

November 23

Friday

Referral to Committees

BILLS ON SECOND READING

Communication from Attorney Robert Raiche relative to the sale of a parcel of land in the family of Joanne Beauchemin located on Wellington Road.

Cm.fr.Atty.Raiche

Communication from Planning Department submitting revised petition on behalf of Foxwood Homes, Inc. seeking the rezoning of certain tracts of property located generally off South Porter Street from a single family (R-1B) to a Residential Suburban Multi-family zoning district.

Cm.fr.PlanningDept

Communication from Planning Department submitting proposed amendment to the City Zoning Ordinance providing for expanded and modified zoning controls within the Millyard (I-4) zoning district including much of the area within the Amoskeag Millyard Urban Renewal project.

Cm.fr.PlanningDept

LANDS AND BUILDINGS COMMITTEE

Request from Queen City Chapter #18 DAV to hold monthly meetings at St. Patrick's Home at 541 Maple Street.

Cm.fr.Queen City
Chapter #18 DAVReports of Committees

COMMITTEE ON BILLS ON SECOND READING

Ordinance - Recommended as ought to pass

Rep.Bo2R

"Amending Section 9.08 Violation Penalty of the Zoning Ordinance of the City of Manchester"

Ordinance - deemed inexpedient to legislate

Rep.Cm.Bo2R

"Amending the Zoning Ordinances of the City of Manchester by extending the R-2-PO (Residential Office District) zoning district in the vicinity of Webster Street, Pine Street and Sagamore Street"

COMMITTEE ON TRAFFIC

Authorizing traffic rules and regulations.

Rep.Cm.onTraffic

On motion of Ald. Provencher duly seconded by Ald. Crotty, it was voted to approve the Consent Agenda.

Consent Agenda
Approved

Communication from Alderman Burkush together with a draft proposed Ordinance to establish procedures for disposition of City Real Estate. Ald. Thibault requested the chance to review this, as Chairman of Lands and Buildings Committee, and he moved to table. Ald. Burkush commented that the Aldermen received their agendas in time to discuss this issue with him if they wanted to; that the reason for this proposed Ordinance is that he did not want have to go through Woodbury Street all over again. Ald. Pepino duly seconded the motion to table. On a roll call vote, Ald. Burkush, Cashin, Provencher, Carignan, McDonough, Osborne, Gimas and Crotty voted nay; Ald. Thibault, Rinker and Pepino voted yea. The Clerk advised there were eight nays and three yeas and the motion to table is lost. On motion of Ald. Provencher duly seconded by Ald. Burkush it was voted to refer to the Committee on Lands and Buildings.

Cm.fr.Ald.Burkush

RollCall

Denied

Ref.Cm.L&B

Communication from Parks and Recreation Department relative to leasing public park land for private enterprises. Ald. Carignan advised he just wanted to make sure that this was not lost as this is a good idea. John Hoben advised CIP has been working with Parks & Recreation and the

Cm.fr.P&R Dept.

Commission concerning the policy requested by the Board relative to using park facilities for other than park purposes; that he would suggest this be referred to CIP Committee to be looked at with the other issues, and then come back to Lands and Buildings Committee. On motion of Ald. Carignan duly seconded by Ald. Thibault it was voted that the communication be referred to CIP Committee.

Ref.CIP Cm.

FINANCE MATTERS

1984 CIP Projects

Authorization was requested to Incur Expenditures on 1984 CIP Projects as follows:

6.50213 Washington Street Development Project
7.10216 Railroad Crossing
7.10303 Notre Dame Bridge

Railroad Crossings

Ald. Burkush moved to grant the request. The motion was duly seconded by Ald. Provencher. Ald. Thibault inquired as to which Railroad crossings would be effected by this, Mr. Hoben advising Page Street, Tarrytown Road and Lincoln Street Railroad Crossings would be reconstructed and South Main Street Railroad Crossing would be removed. Ald. Pepino inquired who would be doing the design engineering, Mr. Hoben advising the Boston and Maine Railroad and the State Highway Department; that we have been waiting a long time for federal funds to come through for this project. Ald.

Washington Street
Develop. Project

Rinker inquired if the businesses being displaced by the Washington Street Development Project were going to be helped in relocating; that he was concerned that we may be driving some people out of business by this project. Mayor Shaw advised he asked Mr. Ralph Jenson about this at the Public Hearing; that it was stated that some method should be found to help these people; that Mr. McCann is on vacation and we will have to wait until he gets back; that there are federal guidelines, but this is not a Federal Project; that putting a man out of business and giving him \$8,000.00 is not adequate. Mr. Hoben advised that action has already been taken on these projects and that this is for informational purposes; that the City has always followed Federal Guidelines Act; that those standards were being revised in Congress right now; that if these go into effect, we will follow those standards; that he cannot give a specific definition of benefits that will be received by those businesses; that they are working to provide opportunities within the project area for establishing rehabilitation loans to help these people; that a small number of businesses are negatively effected. Mayor Shaw directed Mr. Hoben to meet with Mr. McCann and request him to communicate with these people and do them justice and report back at the next Board Meeting. Mr. Hoben inquired if the Board was looking for a new policy to be applied consistantly to all projects or just these three businesses. Mayor Shaw advised we were looking for justice, Ald. Rinker commenting that whatever we do to compensate these people, we will be setting a precedent. In answer to a question from Mayor Shaw, Mr.

Mayor Shaw

Hoben advised that the Board has already authorized cooperation agreement which pledges the City to the project; that this motion is for financial and monitoring purposes only. On the motion it was so voted.

Voted

Resolutions:

Resolutions

"Authorizing the Finance Officer to effect a transfer from Contingency to a new Non-Departmental Account entitled School-Textbooks"

"Amending a Resolution entitled 'Authorizing consolidation of unexpended bond issue balances in total amount of \$100,154.61 to be designated for Permanent Improvements at West High School' so as to authorize the amount of \$163,175.90"

On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to read by title only.

ByTitleOnly

The Resolutions having been read by title only, on motion of Ald. Cashin duly seconded by Ald. Provencher it was voted that the Resolutions ought to pass under suspension of the rules.

Oughttopass
Under Suspension
of Rules

Communication from John H. Hoben, City Coordinator, relative to 1985 CIP Project Northwest Elementary School, proposing preliminary scope site schedule and financing aspects of the project, together with a Resolution to be read by title only by the Clerk:

Cm.fr.JohnHoben

"Amending the 1984 Community Improvement Program and Authorizing and Appropriating funds in the amount of \$240,000."

Resolution

Having been read by title only, Ald. Provencher moved that the Resolutions ought to pass under suspension of the rules. The motion was duly seconded by Ald. Burkush. Ald. Carignan commented that he would like to see the Special Building Committee stay on top of this project to make sure that there are no malfunctions, Ald. Gimas assuring him that the Committee still exists and would be doing this. On the motion it was so voted.

Voted

Communication was presented from John Hoben, City Coordinator, relative to a request for reconsideration: Housing Rehabilitation Proposal at Chestnut and Lowell Street, together with Resolution to be read by title only by the Clerk:

Cm.fr.JohnHoben

"Amending the 1984 Community Improvement Program and Authorizing Community Development Block Grant Funds for the purpose of the Chestnut - Lowell Street Housing Initiative"

Resolution

Having been read by title only, Ald. Cashin moved that the Resolutions ought to pass under suspension of the rules. The motion was duly seconded by Ald. Crotty. Following brief discussion in which Ald. Pepino commented that now that he had the complete information regarding this project, he was prepared to vote on this project, Ald. Provencher moved to the question. On the motion it was so voted.

Oughttopass
Under Suspension
of Rules

Communication was presented from John Hoben, City Coordinator, relative to Bond Issues for 1984 and 1985 CIP Projects, together with Resolutions to be read by title only by the Clerk:

Voted

Cm.fr.JohnHoben

Resolutions

"Authorizing Bonds for Certain 1984 Community Improvements Program Activities in the Amount of \$5,690,000."

"Amending the Resolution "Authorizing Bond for Certain 1982 Community Improvement Program Activities in the Amount of \$3,000,000.", so as to Reduce the Amount of Bonds to \$720,000."

Oughttopass

On motion of Ald. Burkush duly seconded by Ald. Osborne it was voted that the Resolutions ought to pass.

Lay Over

Under the rules, the Bond Issue Resolutions will lay over to be passed at the next Meeting.

Personnel Agenda approved

On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted to approve Personnel Agenda on Meeting of October 2.

Cm.fr.JohnHoben

Communication was presented from John H. Hoben, City Coordinator, together with a proposed lease agreement with the developer, for 40 spaces at Victory Garage at the completion of the project, with an additional 30 spaces on or after October 1, 1985 at another to-be-determined municipal facility; that amount of the lease is \$30.00 per space per month, increasing annually after year 5 by 5% or the City property tax increase; and respectfully requests authorization for the Mayor to execute such a lease upon review of the City Solicitor and possible modification of certain terms and conditions. Ald. Burkush moved to grant authorization as requested. The motion was duly seconded by Ald. Provencher. Following brief discussion, on the motion it was so voted.

Voted

Cm.fr.Board of Assessors

Communication was presented from Board of Assessors requesting that the Board approve not utilizing Inventory Forms and Procedure for 1985. On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to grant approval as requested.

Voted

Cm.fr.Dept. of Aviation

Communication was presented from Department of Aviation relative to a lease between the City of Manchester, New Hampshire/Manchester Airport Authority and Rent-A-Space of New England, Inc., the industrial tenant having asked for permission to assign their lease and requesting approval subject to concurrence by the City Solicitor. Mr. Clark advised they have been working with the Airport Authority on this, and there will be no problem. On motion of Ald. Crotty duly seconded by Ald. Carignan it was voted to grant approval as requested.

Voted

Cm.fr.Registrars of Voters

Communication was presented from Registrars of Voters, Chairman Peter McDonough, advising that at a Meeting held August 2, the Board of Registrars voted to recommend that its Office functions and personnel be combined with the City Clerk's Office and functions and personnel, requesting approval of the recommendation. On motion of Ald. Osborne duly seconded by Ald. McDonough it was voted to grant approval as requested.

Voted

Mayor Shaw inquired of Mr. Acorace how we should go about allocating the monies that have been approved for 1984. Mr. Acorace advised that we should check with the Department of Revenue Administration and request to

merge the two budgets, and if not possible, continue charging to two different budgets with City Clerk billing Registrars for any work done by them.

Communication was presented from Public Service extending an invitation to the members of the Board to tour the Seabrook Station. Ald. Provencher moved to accept the invitation. The motion was duly seconded by Ald. Pepino. Ald. Carignan requested that the wives be invited. On the motion it was so voted. Mayor Shaw advised he would make the arrangements.

Cm.fr.PublicService

Voted

Communication was presented from Trolley Cross Development Corp. requesting they be allowed to pay all back taxes on four (4) lots as shown on Assessor's Map #713, the lots being situated on Brown Avenue and that the Custodian of Deeded Property upon receipt of such payment be authorized to transfer the lots to the control of the Department of Highways. Ald. Crotty moved to grant authorization as requested. The motion was duly seconded by Ald. Pepino. Ald. Burkush inquired if this has gone to the City Solicitor's Office, Mr. Clark advising that he has spoken to Frank Thomas on this who advised that the City is going to keep the land, but the developer is going to put in drainage. On the motion it was so voted.

Cm.fr.TrolleyCross
Development Corp.

Voted

Ordinance:

Ordinance

"Amending Section 9.08 Violation Penalty of the
Zoning Ordinance of the City of Manchester"

On motion of Ald. Thibault duly seconded by Ald. Carignan it was voted to read by title only.

ByTitleOnly

This Ordinance having had its second reading by title only, on motion of Ald. Osborne duly seconded by Ald. McDonough it was voted on passing same to be enrolled.

Passed to be
Enrolled

Mayor Shaw called a recess to permit the Committee on Enrollment to meet.

Recess

Mayor Shaw called the meeting back to order.

Order

A Report of the Committee on Enrollment was presented wherein they respectfully recommend, after due and careful consideration, that Ordinances

Rep.Cm.Enrollment

Ordinances

"Amending Section 18-26 of the Ordinances of the
City of Manchester"

"Establishing a Suburban Multi-Family Residential
Zoning District to be designated an R-SM District"

are properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendations adopted.

AccRecAdopted

Ordinances:

Ordinances

"Establishing a Suburban Multi-Family Residential
Zoning District to be designated an R-SM District"

"Amending Section 18-26 of the Ordinances of the
City of Manchester"

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to read by title only. These Ordinances having had their third and final

ByTitleOnly

Passed to be
Ordained

Confirmation
George Younger
P&R Commission

Cm.fr.Dept. of
Highways

Robert Rivard

Mr. Costello

Ald. Provencher

Motion to Table

reading by title only, on motion of Ald. Rinker duly seconded by Ald. Carignan it was voted on passing same to be ordained.

On motion of Ald. Rinker duly seconded by Ald. Carignan it was voted to confirm the nomination of George Younger to fill the unexpired term of C. Arthur Soucy on the Parks and Recreation Commission expiring July 1985.

Communication was presented from Department of Highways advising of the Commission's action with respect to the Solid Waste Resource Recovery Facility. Mayor Shaw called upon Robert Rivard, Highway Commissioner, who who advised that the Manchester Highway Department, Commission and the staff of Costello, Lomasney and Denapoli have been working to resolve the solid waste problem that the City of Manchester is facing; that the two main concerns is the rapid filling of the landfill on Dunbarton Road, and the increased tipping fee that we will be facing in the near future if something is not done; that at a recent meeting, a plan was presented to the Manchester Highway Commission and was accepted and forwarded to the Board for your consideration; that Mr. Costello would make a presentation of the proposed Facility. Mr. Costello advised that the City has received an offer from Citizens/Vicon, which is a joint venture between the Citizens Utility Company of Stanford, Connecticut and Vicon Recovery Systems from Butler, New Jersey, to plan, design, build, own, finance and operate the Solid Waste Resource Recovery Facility for Manchester and some of the adjacent communities. Referring to a chart, Mr. Costello outlined the basic process of the facility and the financial basis of the proposal, advising that the City or State must pass some sort of regulation which requires that all solid waste in the City be deposited at this facility and the tip must be paid, and suggested that the property across from the landfill and the landfill be rezoned to I-3 so the zoning will conform to the usage. Following the presentation, Mr. Costello advised that the Highway Commission is recommending that the Board 1) authorize the Mayor to accept Citizens/Vicon offer in principle subject to the drafting of a letter by Attorney Clark, Mr. Hoben and Mr. MacLeod, 2) authorize the Highway Commission to proceed with the second stage of negotiations, 3) confirm to the Highway Commission that Citizens/Vicon can invite other communities to participate in the program, and 4) to confirm that rezoning of the parcels of land is appropriate. Ald. Provencher expressed concern as to the additional traffic this would cause on Dunbarton Road, advising that this neighborhood is already overburdened from the Highway Department, following brief discussion, moved to table until consideration can be given to the increased traffic flow on Dunbarton Road. Ald. Thibault duly seconded the motion. Ald. Cashin inquired how tabling this would effect the meetings planned with surrounding communities, Mr. Costello advising that this is just the first stage; that they have to come back before the

Board again before a detailed contract has been worked out. Ald. Cashin inquired of Mr. Costello, if the Board approved this tonight, could he address Ald. Provencher's concerns before coming back to the Board, Mr. Costello advising yes. Ald. Provencher withdrew the motion to table. Ald. Thibault withdrew his second to the motion. On motion of Ald. Thibault duly seconded by Ald. Crotty it was voted to approve recommendation that 1) the Mayor be authorized to accept Citizens/Vicon offer in principle, 2) that the Highway Commission be authorized to proceed with the second stage of negotiations, 3) to confirm to Highway that Citizens/Vicon can invite other communities to participate in program, 4) to confirm that rezoning is appropriate, and 5) to address the traffic reduction issues.

On motion of Ald. Gimas duly seconded by Ald. Osborne it was voted to refer the following communications to the Committee on Bills on Second Reading:

Communication from Town & Country Taxi, Inc. requesting consideration to an amendment to Section 14-228 which would permit an increase in taxi fares.

Communication from Alderman Pepino together with a draft addition to Article IV, Section 4.03, Accessory Uses, new item (76) Accessory Child Care Facilities.

Communication from Alderman Pepino requesting that the text of the zoning ordinance be amended to provide that approval of driveways over 20 ft. wide, but not exceeding 36 ft. be subject to the review and approval of the Committee on Traffic.

Communication was presented from Parks and Recreation Department requesting approval of expenditures as listed, said expenditures to be covered from balances in J.F.K. Coliseum Renovation Fund. Ald. Gimas moved to grant approval as requested. The motion was duly seconded by Ald. Carignan. Question was raised as to whether this was a bond issue, Mayor Shaw suggesting that Mr. Hoben address the issue and report back at the next Board Meeting. Mr. Hoben advised that judging from the materials they are requesting, the renovations are probably needed quickly, and recommended that this be approved subject to a sufficient balance in the JFK Renovations Account and everything being in order with Finance. Ald. Provencher inquired as to the problems they were having with the Ice Arena, Mayor Shaw requesting Mr. Hoben to address this problem and report back tomorrow night. On motion of Ald. McDonough duly seconded by Ald. Pepino it was voted to approve the request contingent upon sufficient balance in the JFK Renovations Account and approval by Finance.

Communication was presented from Alderman Pepino commending the entire Riverfest '84 effort, volunteers, business sponsors, city departments and requesting that representatives of the Committee be invited to attend the next meeting of the Board to receive a formal commendation on behalf of the City for their efforts. Aldermen Pepino advised his intent was that the Chairman of that Committee be invited to receive the formal commendation. Ald. Provencher inquired when we would be receiving an accounting of

Withdrew Motion to Table

Motion

Voted

Ref.Cm.Bo2R

Cm.fr.Town&Country Taxi, Inc.

Cm.fr.Ald.Pepino

Cm.fr.Ald.Pepino

Cm.fr.P&R Dept.

MayorShaw

MayorShaw

Voted

Cm.fr.Ald.Pepino

Voted

Ald.Burkush

Riverfest '84, Mr. Hoben advising in 90 days. On motion of Ald. Osborne duly seconded by Ald. Thibault it was voted to grant request.

Ald. Burkush advised that the recent growth in Manchester has resulted in greater traffic volume on our highways, making it more difficult for our personnel and equipment to respond to emergency situations, and proposed that the City Safety Review Board explore the capability of acceptable technique to be utilized by the Manchester Fire Department and Police Department while responding to emergency calls, and come back with a recommendation to the Board within 30 days. Ald. Pepino duly seconded the motion. Ald. Pepino advised that he is a member of the Safety Review Board, and they have a problem getting departments to respond to their letters. Following discussion, on the motion it was so voted.

Voted

Ald.Gimas

Ald. Gimas inquired if the Board of Mayor and Aldermen has accepted the Management Review Team's proposal, Mayor Shaw advising no. Ald. Gimas advised that in Personnel Committee two departments requested additional personnel, advising that the Management Review Team recommended these positions; that he felt we should wait to see if we accept the Management Review Team's recommendations before Department Heads request to fill any of these new positions. Ald. McDonough advised that at the first meeting of the Special Committee on Budget/Management Review it was established that some segments of the Management Review Recommendations could be implemented without any approval by the Board, and in fact have already been implemented. Mayor Shaw advised he felt certain that the Management Review recommendations were just one of many reasons to request additional personnel. Ald. Gimas inquired what would happen if they rejected the requests for additional personnel, Mayor Shaw advising there was nothing wrong with that.

Ald.Pepino

Ald. Pepino inquired if the Mayor has found a new Chairman for the Safety Review Board to replace Arthur Pollichchronopoulos. Mayor Shaw advised that notification of that vacancy has been sent to the City Clerk to be put on the next agenda.

Ald.Gimas

Ald. Gimas advised of a petition signed by the Senior citizens in respect to a location for their Show and Sell Store, and inquired if we were going to assist them. Mayor Shaw advised this problem would be addressed in the Capital Budget proposal.

Ald.Cashin

Ald. Cashin advised he read that the State has approached the City about combining their new location on South Elm Street with Auto Registrations and Mayor Shaw responded that we were not interested at this time. Mayor Shaw advised he told them to wait until we were done remodeling downstairs in City Hall and that we might find a way to do the procedure they are moving for in City Hall and invite them; that they are only moving on a one year basis to my knowledge as they wanted to get out of the Hanover Street

block; that we are making major renovations in City Hall and they have consulted with the City Clerk many times about putting their people in City Hall temporarily, but there wasn't the room available. Ald. Cashin inquired if we have sat down with Commissioner Flynn to find out what exactly what is going to be required. Mayor Shaw advised that Commissioner Powers had come to City Hall, and we asked him to wait a while longer and we would be able to do it; that we have had a special committee studying the changes which have already gone forward. Ald. Cashin commented the people were going to have to come to City Hall and then go all the way down to South Elm Street to pick up their plates which will be difficult for those coming on a bus; that he would like the Mayor's Office to sit down with the State and see if we can't work this problem out; that we need space at City Hall anyway, regardless of whether they stay here or move; that it makes a lot more sense to put it all together in one building at one stop, so that the taxpayers don't have to go all over town trying to park their car. Mayor Shaw advised he would gladly talk with the State and ask if they could come here as I proposed; that there is room here and we would collect a lot more money; that we would have to move the Tax Collector's operation to the other end of town too because when this is all done we are going to be able to better utilize our people, that is the intent; that he has been working with Aldermen constantly on this. Ald. Cashin inquired how long it would take to implement all of these grandiose things, Mayor Shaw requested that the Board should direct him to get the job done right away and bring the License Plates into this building; that if you mandate that and give me the authority to go wherever I wish in the building and accomplish it, you could have it overnight; that I am trying to work with Department Heads in encouraging them to do things that are logical; that I have not had the power to just walk in and say do that today. Ald. Cashin commented that he did not believe we had space in this building to bring the Motor Vehicle Department in City Hall; that I am asking you to sit down with the State to work out something so the taxpayers of this City don't have to go to two or three places in order to register their motor vehicle; that they have already offered you an opportunity and I personally feel we should take advantage of it. Mayor Shaw advised he would report back on this matter at the next Board Meeting. Ald. Crotty advised he had read in the paper today that employees are getting sick down at the Waste Water Treatment Plant; that the problem there has been going on for ten years; that they just put in all new machines to take care of this smell that is coming out into the area and it hasn't been done yet. Mayor Shaw commented he was advised it would be a short-term problem and inquired of Mr. MacLeod if they have solved the problem. Mr. MacLeod advised that the problem is toxic gases within the

Mayor Shaw

Ald. Crotty

Mr. MacLeod

Mayor Shaw

treatment facility; that the odor problem outside is related to the process; that all secondary wastewater treatment plants have those kinds of odors; that within 3 - 4 years they hope to cover the large tanks and contain those odors, but this will cost millions of dollars; the odors outside the plant are not toxic; that they are doing everything they can to contain the odors now. Mayor Shaw requested Mr. MacLeod to report back on how bad it is. Mr. MacLeod invited Ald. Crotty to come down to the Treatment Plant with him and he would explain what the odors are, Ald. Crotty advised he did not know anything about these things but something should be done or shut it down.

Adjourned

There being no further business to come before the Board, on motion of Ald. Gimás duly seconded by Ald. McDonough it was voted to adjourn.

A true record. Attest.

Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough SS

October 2, 1984

Personally appeared before me, George Younger, a member of the Parks and Recreation Commission, and subscribed to the oath of office as prescribed by law.

s/Joan E. Walsh,
City Clerk

BOARD OF MAYOR AND ALDERMEN

SPECIAL MEETING

October 3, 1984

7:30 P.M.

Order

Mayor Shaw called the Special Meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. McDonough.

A moment of silent prayer was observed.

Roll Call

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimás, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Dwyer.

Purpose

Mayor Shaw advised that the purpose of the Special Meeting was to present the 1985 Operating Budget; that he will present the Budget in two parts, first the Capital Budget, copies of which the Aldermen have received in the form of a letter; that he was pleased to present this Budget and some of the highlights of the Program include:

Capital Budget

1. construction of a 600-pupil elementary school in 1985-1986 to serve Northwest Manchester, together with recreation facility improvements and off-site access and drainage improvements in that area;
2. major initiatives in reconstruction of existing school facilities, including \$9.9 million over the next three (3) years, and \$1 million a year thereafter, for a total of \$11.9 million;
3. continuing efforts to upgrade housing options for low and moderate income facilities through neighborhood improvements and housing rehabilitation loan programs, and other initiatives (over \$2.0 million);
4. major improvements in public parking facilities, (600 to 800 additional spaces over the next two (2) years), relying principally on the proceeds from parking operations to finance them (\$6.6 million);
5. continuing commitment to bridge maintenance and reconstruction (\$27.3 million - most of that Federal) and street reconstruction (\$10.0 million) throughout the City;
6. progress in completion of the interceptor sewer program (including the West Manchester Interceptor) and in resolving chronic sanitary sewer and drainage problems throughout the City (\$59.2 million);
7. east-side elderly center (\$400,000); central vehicle maintenance facility (\$500,000); school sidewalks (\$200,000); social services programs, park development maintenance, and related programs.
8. from the City's Operating Budget I propose:
 Vehicle Replacement \$1,000,000;
 Equipment and Furniture \$470,818;
 Special Projects \$732,645;
 these three items total \$2,203,463, which is an increase of \$1,198,337 over 1984's appropriation.

It is because of the substantial revenues from the City's economic development programs, together with the limiting effects of inflation that I believe Manchester can maintain the financial flexibility to address important community needs and opportunities as they arise. The Resolution for the 1985-1989 CIP shall be formally presented to the Board at the next regularly-scheduled meeting. I encourage your careful review of the 1985-1989 Community Improvement Program and trust you will concur with these recommendations.

Mayor Shaw advised that his message for the City's Operating Budget is as follows:

Operating Budget

I am today, as prescribed by the Charter, presenting for your consideration the City Budget of \$90,181,204, a 5.2% increase. My budget projects a property tax of \$82.36 per \$1,000, the same rate that I projected in the 1984 Budget. I have allowed room for the Aldermen to make changes that they feel are necessary by adding \$590,000 to the Contingency Fund and \$800,000 to the Motorized Equipment Account. I am asking that any additions to this Budget be corrected by reducing one of these two accounts. Our projections for the 1985 expenses and revenues are based on information that was currently available and not entirely on projections made in the 1984 Budget.

At the time this budget was prepared, we did not attempt to project what the State might give the City in increased income especially in the area of schools. I cannot believe that the State will not address the needs of education especially in the areas of Special Education. I recommend that in addition to the present budget for schools, that the Board of Mayor and Aldermen go on record as advocating increased State Aid for educational programs and that any monies passed by the 1985 Legislature will be allocated in a supplemental School Budget during 1985. I propose the same concept for any funds for highways.

Gentlemen, the effort that was put into this budget by Bob Badolati goes beyond that expected of any employee. This is the earliest that a City Budget has ever been presented for Aldermanic approval. My name is on the budget and it is my responsibility for each and every number but it was Bob who did all the hard work, working weekends and late into the night to see that my budget was presented on time. Yet

Manchester is fortunate to have many employees like Bob whose knowledge of departmental budgets made this task easier for the Mayor.

The budget is in your hands, you have my recommendations and now the decisions are up to you.

Ald. McDonough

Ald. Pepino

Mayor Shaw advised that he would be glad to answer any questions at this time. Ald. McDonough advised he would like to commend the Mayor for addressing so many critical areas that so many of us have demonstrated such keen and unflagging interests over the last few months, and moved that this entire document be referred to the Special Budget Committee for further study. The motion was duly seconded by Ald. Burkush. Ald. Pepino inquired if the Special Budget Committee goes over this, can we give them a date to come back to the Board. Mayor Shaw advised the Charter clearly states how long the Aldermen have to review the budget; that it must be passed by the end of the year or the City is not allowed to spend any money. Ald. Rinker inquired what procedures we were intending to use to go through that other than having it in our hands and having a chance to study it, were you planning to go over it page by page. Mayor Shaw advised that not all of the Departments have seen the budget; that all of the major Departments have had a chance to review it, and I will not say they were unanimous in their consent of my recommendations; that I have tried to address as many of their concerns as I could, but I have left enough latitude for the Aldermen to make the final decision; that we have attempted to produce a budget that was within the guidelines that I personally set that was achievable; that in many areas where you see any differences in numbers, I have an explanation of each and every number that is in here; that Mr. Badolati and I and City Departments will be reviewing this on a step-by-step basis at the same time as you are doing it, and will come back to make recommendations if we have to, and therefore I would hope you would reduce the contingency; that it was important to me that I didn't bring forth a budget that was so tight that there was nothing that the Aldermen could do with it, so there is latitude here to make any changes that you wish. Ald. Rinker inquired he was on the Special Budget Committee and I don't need to sit with that group a million times and come back and do it all over again with this group and do it twice. Mayor Shaw advised that this budget was suppose to go to the Finance Committee of the Board, which is the Board of the whole, but Ald. McDonough proposes that it goes to only seven Aldermen. Ald. McDonough advised he was not restricting it to that study alone, but one of the functions of that Committee is spelled out clearly and tangibly for all; that he feels it should go to that Committee for proper study and it will come back to the Board. Mayor Shaw advised that a budget has never been produced by this date; that you have plenty of time to review it; that you don't have to do things in haste; that it was designed, in the Charter process, to give the Aldermen plenty of time; that prior budgets were made

up with the Mayor and the Aldermen doing the work sometimes concurrently; that this budget is made differently in that the Mayor produced it and it is now the Aldermen who take the very same document and decide how they are going to do it. Ald. Rinker inquired if the Mayor intended to go through this Department by Department, as we have in the past, or did not intend to just get input for us to bring back to you on those items that we had concern on. Mayor Shaw advised that the budget should be reviewed by the Aldermen; that they will find that it is well within the City's ability to make these payments; that no projections are too great, and that in the shortest possible time, you should approve it; that he feels the budget is a workable document and addresses many of the needs of Manchester's citizens; how long should it take, two months? Ald. Cashin clarified that Ald. Rinker was asking if the Mayor was going to go through this budget page by page with the Finance Committee. Mayor Shaw advised he would do as the Aldermen wish; that he will be available, as the Chairman of the Finance Committee, he will always be available. Ald. Cashin advised that you don't plan to go through this page by page and I agree with you, that would be redundant. Ald. Rinker advised that several years back we had a Finance Committee that was smaller, and some years back this Board chose to include all the Aldermen on the Finance Committee and all of a sudden it is going back to a smaller Committee again, and frankly, I will vote against putting it there; that I think it is great to have a Management Review Committee to meet on it, but I don't think it is necessary for a separate smaller number of Aldermen to look at this when all the Aldermen have to look at it together as the Finance Committee. Ald. Cashin advised that any Aldermen is welcome to attend any Committee Meeting. Mayor Shaw inquired if they become a voting member, Ald. Cashin advising yes, that we would vote to be a Committee of the whole; that we want the opportunity to make sure that everyone is comfortable with the budget, and if they are I am sure there is going to be no problem; that if we are not comfortable, hopefully the Mayor will be at the meeting and we will try to work it out. Mayor Shaw advised he has done what was given to him as a task; that he has produced the budget that he think is reasonable and will be affordable by the citizens; that the revenues will be what they will, and there isn't much you can do about it; that the projections are honest and there is enough latitude for the aldermen; that he did not try to produce something so tight that somebody would be trapped; that if somebody doesn't like the travel amount I've given them, you can increase it by \$2,000. and decrease the Contingency; that is all that I ask, that you decrease the Contingency by a like amount, until you get back to \$200,000. or leave the Contingency at a much higher number because you know that this is much earlier than our budget forecast legally; that Mr. Badolati and I feel that the amount

Ald. Rinker

Ald. Cashin

of surplus that you can set aside is about \$5,011,000. so in that range, you can reduce it still leaving a surplus in Contingency of \$540,000.; that on the surplus itself, I decreased the surplus; that in the 1984 budget the surplus projected by the Mayor was \$2.836; that I reduced that to \$2.6, that I have to presume that the surplus in 1985 would not be as great bringing forward in 1984 - I think that is conservative; that every single number that we could we tried to be conservative, to try to produce a budget that was reachable; that the official surplus this year was \$5.2 million, but the auditor made us take without a Board vote \$1 million of that surplus and fund the sick leave benefits that we owed our employees; that immediately dropped the surplus from \$5.2 to \$4.2 of which we are going to utilize \$3 million of that, which is higher than I projected; that even though this year's surplus is \$5.2, I predicted that the 1984 surplus was going to be \$2.6 because I wanted to be conservative. Ald. Gimas advised you have an increase of 5.4% in the 1985 budget; that the newspapers said there would be no increase in the tax rate and that there might be a decrease. Mayor Shaw inquired of Mr. Acorace what he thought the 1984 tax rate might be set by the State. Mr. Acorace advised that they feel that the revenues accompanied with the proposed anticipated funds of \$6 million of assessed valuation, that the tax rate will \$81.15. Ald. Gimas inquired in which departments did the Mayor increase their budgets, is it because of the Union's increased wages. Mayor Shaw advising that money was not already put aside for the 1985 budget; that the only department that came in spending less money in 1985 than 1984 will be the Mayor's Office and the Cemetery. Ald. Rinker advised that Mr. Acorace was comparing 1984 with 1983; that when we get to 1985 and we look at the 5.2% increase over 1984, that is the increase in the budget, but there will also be an increase in revenues that will offset some of that increase in the budget, and that comes out to close to a zero balance. Mayor Shaw requested the Aldermen to turn to the City Summary in their booklet; that you see a 29.928 revenues for 1984 projected; that answer is wrong but we don't update those; that they are wrong by at least one-half million dollars; that when we project revenues, I used current projections to figure what we would be receiving in 1985, so you see an increase in revenues of 8.9 but that is not necessarily a true percentage because we were using numbers from 1984, but 1984 is not correct by one-half million dollars. Ald. Gimas advised that regardless of the fact of what you have for revenues, you are spending 5.2% more than you did last year. Mayor Shaw advised that if you would like to cut it back, cut out the motorized vehicles and the Contingency and the numbers start to drop substantially; that there is an improvement in what is being attempted to be done. Ald. Provencher advised he felt we should handle the budget in Finance rather

than have five Aldermen work on it and try to explain to somebody else later. Ald. Osborne advised that he sees most of the items as pretty well fixed; that the only thing that can be scrutinized is CIP, Contingency etc. Mayor Shaw that every single item can be increased, but he did not feel that you can appropriate less. Ald. Gimás inquired if the Mayor had anything to do with Management Review within this budget. Mayor Shaw advised that in the revenue side there might be two or three items; that last night the Highway Commissioners recommended last night to do a certain thing which is in here; that if you don't approve of it it will be taken out. Ald. Gimás inquired why should it be in here because we have not accepted the Management Review recommendations as a whole. Mayor Shaw advised he did not think the Report would be accepted as a whole; that at any point in time when this Management Review Study Committee of the Aldermen say they would like to do this, this budget could be reduced; that you will get their report on which ones have been implemented through the Mayor's budget or by the Departments themselves, or which ones the Departments have already recommended no on; that in those areas where the Aldermen approve of Management Review, this budget will go down; that this budget can only go down from the Management Reviews acceptance of certain changes in policies; that a major change in the way we do sick leave would save us \$1 million. Ald. Rinker advised that we should be advised of which changes that are in here, Mayor Shaw advising that the fourth column over on any page tells you what percentage that was raised; that in a few departments you will find an MR87 in the fourth column, that it is itemized in your book; that the intent of the Management Review is that I will propose what I like, and you gentlemen dispose of whatever you don't like. Ald. McDonough moved to the question. Ald. Cashin inquired of Mr. Acorace, as Finance Officer in the City of Manchester, are you satisfied with this budget being proposed tonight and have you had an opportunity to verify all the figures. Mayor Shaw advised that Mr. Acorace has not had the chance to verify all the figures. Ald. Cashin advised he did not care if it went to the Special Budget Committee or directly to Finance, but Mr. Acorace by Ordinance is responsible for Finance. Mayor Shaw advised the Mayor is responsible. Ald. Cashin commented the Mayor was responsible for providing us with a budget. Mayor Shaw advised he was the Chief Budget Officer for the City of Manchester. Ald. Cashin advised that the Board would hold Mr. Acorace accountable. Mayor Shaw advised that the Charter clearly states that the Mayor is the Chief Budget Officer of the City. Ald. Cashin advised that he did not want to put Mr. Acorace in a position where we are going to consider this budget until he is completely satisfied. Mayor Shaw inquired why not Mr. MacLeod of the Highway Department be perfectly satisfied and why not Tom King be perfectly satisfied, why do you pick one

Ald. Osborne

Ald. Gimás

Mayor Shaw

Ald. Rinker

Move to
Question

Ald. Cashin

Mayor Shaw

person in the City of Manchester that should be satisfied with the Mayor's budget; that we have thirty-one Department Heads that should be satisfied. Ald. Cashin advised he understood how many departments we have in the City and that he is not debating that issue; that he has always, during his tenure, gone to Finance with questions on the budget. Mayor Shaw advised that he agreed with that, but you have always raised the taxes of the citizens of Manchester. Ald. Cashin advised that he had the floor, and he would appreciate the opportunity to speak. Mayor Shaw advised he would interrupt him if he was wrong. Ald. Cashin advised the Mayor could think he was wrong if he cared to, that was his prerogative; that Mr. Acorace is not sure, according to what I have just heard, and all I want him to do is to be given the opportunity to go over the numbers, be satisfied, and come back to this full Board or Finance or whatever and say fine or he thinks changes should be made. Mayor Shaw advised he did not have a problem with that, but he is concerned that Ald. Cashin would say that only one person needs to be satisfied; that he would hope that the Board would listen to the MacLeods and the Kings and the Lydons, it is their budget, they are going to have to live with it, Mr. Acorace isn't going to have to live with it. Ald. Cashin advised he has listened to the MacLeods and the Kings and everyone else. Mayor Shaw commented that you passed every one of their budgets, Ald. Cashin replying certainly. Mayor Shaw advised that for fourteen years you have raised the taxes in this City, and today I am proposing a budget. Ald. Cashin advised that you have said that three times and I have let it pass; that the only reason that you are coming in with the same tax rate is not for any great thing that you have done; that inflation is down, the economy is up; that you have \$1 million in revenues from car registrations; that your budget is going to be about 4.3 and over the last budget; that your revenues are \$2.4 million for car registrations etc., but only because of the economy, not because of any great thing that you have done, and also you have \$1.7 million in redevelopment that has been produced by 15 years of long-range planning, which again you have had nothing to do with; that I submit to you that you have submitted a very good budget. Mayor Shaw advised that he could have cut his budget substantially if over the 14 years you would have addressed the concerns of the citizens in giving the management the tools; that in 14 years you hadn't bought one computer; that I bought computers. Ald. Cashin advised that was not true. Mayor Shaw advised you bought one that only produced the tax bills; that you have not done your job sir, and you sat there when this budget was passed and you stated this is your budget and you are going to be responsible, and now I have shown that my budget is responsible and yet you fail to give me credit when you are ready to give me aggravation. Ald. Cashin advised he would give him all the credit in the world for your

budget. Mayor Shaw advised then don't just say the economy; that I have cut over \$1 million in expenses in the other budget; that I passed and gave to teachers \$500,000. worth of money in a contract that we had with the teachers that you refused to honor. Ald. Cashin inquired of Mayor Shaw if he was telling him that if the economy was in two digits like it was five or six years ago, that you could possibly come in with this budget; that you know you couldn't. Mayor Shaw responded that he could if the Aldermen would approve any of the Management Review things and give him carte blanche on the Management Review, I would reduce this budget right this second; that it is you that wouldn't pass the contract and stated that everybody deserved the overtime when it would save the citizens millions of dollars. Ald. Cashin inquired what contract. Mayor Shaw responding the contract that we have had with any employee here; that you have given away and given away until just recently the auditors of this City made me appropriate over \$1 million, \$1.50 on the tax rate that could have gone down, to fund the things that you have given away over fourteen years, and that is an extra cost that you haven't even seen yet. Ald. McDonough advised that we have already commended you, and that was genuine and sincere, but I think it is obvious to all assembled here that you would veto anyway if the motion should carry, so why can't we just take a vote on that motion. Mayor Shaw inquired if Ald. Cashin wanted to make one final statement. Ald. Cashin advised the only thing he wants to do is be sure that the Finance Department verifies it, whether it goes to a Committee or not, frankly I don't care. Ald. McDonough commented that the Finance Department has a couple of months to look at it. Mayor Shaw advised that he has not had the time; that it is not that he did not want Mr. Acorace's input into the budget; that his people have answered every single question that we have asked and been more than cooperative with us; that he has his work and I only finished the budget today, we were still printing it when he walked into the office today; that one of the recommendations that he made was that we put a time on the budget; that this budget is as of October 3rd, 3 P.M., so that when Mr. Acorace gets the final copy, it will say final; that it has been asked to move to the question. On a roll call vote to have the Special Budget Committee handle the budget, Ald. Pepino, Osborne, Thibault, Provencher and Rinker voted nay; Ald. Gimas, Crotty, Burkush, Cashin, Carignan and McDonough voted yea. The Clerk advised there were six yeas, five nays, one absent, and the motion carries. Mayor Shaw vetoed the motion. Ald. Osborne moved to refer the budget to the Finance Committee of the Board. The motion was duly seconded by Ald. Pepino. Ald. McDonough inquired if it would be proper to move for reconsideration at a future Meeting. Mr. Bourque advised he could make a new motion to that effect. On the motion to refer the budget to the Finance Committee it was so voted.

Roll Call

Motion Carries

Mayor Vetoes

Motion to Ref. to
Finance Comm.

Voted

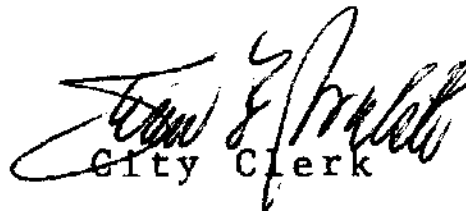
Mayor Shaw

Mayor Shaw advised that this being a special meeting, no further business may come before the Board unless with unanimous consent.

Adjourned

There being no further business to come before the Board, on motion of Ald. Burkush duly seconded by Ald Gimas it was voted to adjourn.

A true record. Attest.



Joan G. Smith
City Clerk

SPECIAL BOARD OF MAYOR AND ALDERMEN

with BOARD OF SCHOOL COMMITTEE

October 16, 1984

7:00 P.M.

Order

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance this function being led by Ald. Burkush.

A moment of silent prayer was observed.

The Clerk called the Roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne,

Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher; School Board Members Resch, Brown, Hussey, Brack, Gatsas, O'Malley, Rivard, Wallace, Gabriel and Boisvert; Messr. Bourque. Absent: School Board Members Reardon and Chenard.

Purpose

Mayor Shaw advised that the purpose of the Meeting was to discuss a communication from the Board of School Committee, regarding the recent selection process of an architect for the Northwest Elementary School and requesting to have the Joint School Building Committee reconsider its decision.

Carol Resch

Carol Resch reviewed the decision making process in selecting an architect, advising that it wasn't until June 8th that they voted to have a group screen nine architectural firms and report back the top three or four to the Committee to make the selection; that after that Meeting, she spoke with Chairman Gimás and advised him that she would be in California during August and was worried this vote would come up; that she was advised by Chairman Gimás that these things take time and she would have her vote; that she had done her work for this Committee regarding this project and was anxious to have her vote; that she returned from California to find that the Committee had made their selection during her absence; that at School Board Meeting of August 20 she expressed her concern that the School Board was denied of one-third of its vote, at which time they voted to ask for reconsideration.

Ald. McDonough

Ald. McDonough inquired that since the Committee had a quorum present, wasn't that vote legal and binding, regardless of the absences. Mr. Bourque advised it was clear that the Joint School Building Committee does have the authority to make the selection; that five members of the six-man

Committee were present and that is a quorum; the motion to reconsider generally does not apply when there is an affirmative vote in the nature of a contract when the party to the contract has been notified of the outcome; that the contract has been awarded, in that the Committee has made a decision, and the money is about to become available, the contract is ready for signature and it has been signed by the architect and has been approved by my Office today; that if the City tries to back out now, it will be subject to suit unless it can relate the inability of the Contractor to do the work; that you can reconsider and get sued, but he would strongly recommend against it.

Mary Brown advised that she felt it was appalling knowing this meeting was taking place tonight that the contract was signed today; that we have a moral obligation to the schools and she hates to see the City of Manchester spend a large sum of money when the School Board itself doesn't have a chance to be represented; that she feels we have been cheated of a right to express our interest in the architect that is chosen; that we have faced leaky roofs in our schools, windows that haven't worked out and floors that sag and the architects can be quite callous in taking responsibility for this; that she feels people went in with their minds made up and were not willing to look at the presentations and really consider that there might have been another possibility. Mayor Shaw advised that the decision of this Committee was not done in haste, they were concerned to get the school started to get it done within a certain time. Ald. Crotty advised that the Screening Committee came in with four names, two local architects and two out of town architect; that he did not personally know any of the architects, but since they were equally qualified to do the work, he went along with the local architect.

Ald. Thibault advised that he believes that the problems we have had with schools being built in the past should be blamed on the subcontracters; that he believes the problem is in the Clerk of the Works, they should know what is supposed to be done, and see that it be done properly.

Ald. Provencher commented that we cannot undo what has been done without long delays by law suits, but he felt sure that if Ms. Resch has any concerns about the style of the school she could sit down with the architect. Ald. Provencher moved to deny the request of the School Board. The motion was duly seconded by Ald. Thibault. Ald. Thibault requested that a method be devised so the Clerk of Works of every project could be given responsibility that the work be done properly. Mr. Hoben advised that they recommend that the Building Committee be responsible for overseeing design and that the Clerk of Works for that Committee rather than for the architect, supervising that Committee, but there has been some question as to the authority of that Committee as it relates to

Mary Brown

Ald. Thibault

Ald. Provencher

Motion

Mr. Hoben

Mayor Shaw

Moved to Question
Voted

Adjourned

construction. Mayor Shaw advised that in this particular project, you can be sure that the Clerk of the Works and the Joint School Building Committee is going to take into account the concern of the Aldermen and the School Board. Following further discussion, Ald. Provencher moved to the question. On the motion that the request be denied, it was so voted. There being no further business to come before the Board, on motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to adjourn.

A true record. Attest.



City Clerk

BOARD OF MAYOR AND ALDERMEN

October 16, 1984

7:30 P.M.

Order

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Pepino.

A moment of silent prayer was observed.

The Clerk called the roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Presentation to
Charles Gordon

Mayor Shaw presented Charles Gordon, Chairman of the Riverfest '84 Committee, with a key to the City for recognition of the tremendous amount of work that he and other volunteers put in to make Riverfest '84 a success.

Presentation to
Mayor Shaw

Charles Gordon presented Mayor Shaw with a picture of the extravagant fireworks display on the Notre Dame Bridge, advising that Riverfest is a mark of municipal agencies, the Board of Mayor and Aldermen, volunteers, the business community and the citizens of the City that put Riverfest together.

Suspend Rules

On motion of Ald. Gimas duly seconded by Ald. Thibault it was voted to suspend the rules to permit addressing Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.

Voted

Consent Items

CONSENT ITEMS

Mayor Shaw advised if you desire to remove any of the following items from the Consent Agenda please so indicate; that if none of the items are to be removed, one motion only will be taken at the conclusion of their presentation.

Approved under supervision of Department of Highways

Sidewalk Imp Pet

Sidewalk Improvement Petitions

Michael J. Hart - 815 Somerville St.
Michael Lanoie - 333 Valley St.
Suzanne Marie Lajoie - 405 Beacon St.

Informational received and filed

Communication from Department of Highways advising that no further consideration should be given to any sidewalk petitions until spring 1985.

Communication from Department of Finance advising they have awarded the contract for fuel oil to the low bidder, Belcher of New England.

Communication from Executive Councilor Louis Georgopoulos advising of items of interest on a statewide basis.

Communication from Arthur Polichronopoulos submitting his resignation as Chairman of the Safety Review Board effective January 2, 1985.

Referred to CommitteesBILLS ON SECOND READING

Communication from Attorney Nicholas Lazos relative to requested amendment to proposed Zoning Ordinance Amendment of the Millyard Industrial Zoning District.

Ordinance:

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

Reports of CommitteesCOMMITTEE ON BILLS ON SECOND READING

Ordinances - ordered to Public Hearing on November 19, 1984 at 7:00 P.M. in the Aldermanic Chambers

"Amending Section 7.03 (9) Driveway Exits of the Zoning Ordinance of the City of Manchester"

"Amending Article IV, Section 4.03, of the Zoning Ordinance of the City of Manchester by adding a new item (76) Accessory Child Care Facilities"

"Amending Article IV, Section 4.03 of the Zoning Ordinance of the City of Manchester by adding a new item 63A Accessory Parking of Emergency Vehicle"

Ordinances - ordered to Public Hearing on November 26, 1984 at 7:00 P.M. in the Aldermanic Chambers

"Amending the Zoning Ordinance of the City of Manchester by revising the allowable use categories in the Millyard Industrial (I-4) zoning district and related changes to those use categories in other zoning districts"

"Amending the Zoning Ordinance of the City of Manchester by establishing an RS-M Zoning District in the general vicinity of South Willow Street, South Porter Street and Weston Road, presently an R-1B Zoning District, and providing for an extension of the present B-3 Zoning District in the general vicinity of South Willow and South Porter Streets to form a common boundary with the RS-M proposed district"

COMMITTEE ON LANDS AND BUILDINGS

Draft Ordinance establishing procedures for disposition of City Real Estate, be amended by deleting the first sentence in paragraph 5, be referred to Committee on Bills on Second Reading.

Recommending that the City enter into an Agreement with Manchester Emergency Housing, Inc. providing for occupancy as a Tenant at Will on premises situated at 98 Lowell Street, they to be responsible for all maintenance, upkeep and insurance, at a rental of \$1.00 per year and, further, that the Mayor be authorized to execute an Agreement, to be prepared by the City Solicitor's Office, on behalf of the City.

Recommending that the MHA be authorized and directed to dispose of 6 vacant parcels of improved land in the Kalivas-Union Project area: the method of disposition to be determined by the MHA in the best interests of the City, the proceeds of the sales to be credited to Program Income and spent for Community Development eligible activities prior to further drawdowns on the City's CD. letter of credit.

On motion of Ald. Burkush duly seconded by Ald. Osborne it was voted to approve the Consent Agenda.

R&F

Cm.fr.Dept of
HighwaysCm.fr.Dept of
FinanceCm.fr.Ex.Cn.
GeorgopoulosCm.fr.A.Polichronop-
oulos

Ref.Bo2R

Cm.fr.Atty.Lazos

Ordinance

Rep.Cm.Bo2R

Ordinance-Public
Hearing Nov 19,'84Ordinance-Public
Hearing Nov 26,'84

Rep.Cm.L&B

Consent Agenda
Approved

Mayor Shaw

Mayor Shaw advised that he would be appointing a Chairman of the Safety Review Board at the next meeting, to be confirmed by the Aldermen.

FINANCE MATTER

Auth.to Incur
Expenditures
1984 CIP Project

Authorization to Incur Expenditures on 1984 CIP Project as follows:

Northwest Elementary School 3.30502

Voted

On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted to approve authorization as requested.

Petition from
BrownAve residents

Petition was presented from Brown Avenue area residents requesting the denial of a request for approval of construction of an access road originating at the proposed site of the Northeast SMNS Industrial Park and exiting onto Brown Avenue. On motion of Ald. Crotty duly seconded by Ald.

Ref.Traffic Comm.

Burkush it was voted to refer the petition to Traffic Committee.

Recess

Mayor Shaw called a recess to permit the Committee on Enrollment to meet.

Order

Mayor Shaw called the meeting back to order.

Rep.Cm.
Enrollment

A Report of the Committee on Enrollment was presented wherein they respectfully advise, after due and careful consideration, that an

Ordinance

Ordinance

"Amending Section 9.08 Violation Penalty of the Zoning Ordinance of the City of Manchester"

Acc. Rec. Adopted.

is properly enrolled. On motion of Ald. Osborne duly seconded by Ald. Dwyer it was voted that the Report of the Committee be accepted and its advisement adopted.

Ordinance

Ordinance:

"Amending Section 9.08 Violation Penalty of the Zoning Ordinance of the City of Manchester"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to read by title only.

This Ordinance having had its third and final reading by title only, on motion of Ald. Osborne duly seconded by Ald. Dwyer it was voted on passing same to be ordained.

Resolutions

Resolutions:

"Amending the Resolution 'Authorizing Bonds for Certain 1982 Community Improvement Program Activities In the Amount of \$3,000,000' so as to Reduce the Amount of Bonds to \$720,000."

"Authorizing Bonds for Certain 1984 Community Improvement Program Activities in the Amount of \$5,690,000."

ByTitleOnly

On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted to read by title only.

On motion of Ald. Thibault duly seconded by Ald. Gimas it was voted that the Resolutions ought to pass, having been read by title only.

Oughttopass
Warrant for
Collection of
Sewer Charges

Warrant for Collection of Sewer Charges was presented in the amount of \$17,197.13 together with an abatement in the amount of \$1,577.04, for a total of \$15,620.09. On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted to commit the Warrant to the Tax Collector for collection under the hand and seal of the Board of Mayor and Aldermen.

Communication was presented from John Hoben relative to the Granite Street Development Project, together with a Proposed Revised Completion Schedule, advising that CIP Committee had approved of the project last evening, but failed to take a vote. Ald. Cashin moved to amend the schedule for completion of the Granite Street Development Project as set forth on the proposed revised completion schedule, and to authorize the City Coordinator, on review and approval of the City Solicitor, to amend existing contracts and agreements for the project to reflect the change in project schedule and such other technical changes to the documents as may be necessary and appropriate. The motion was duly seconded by Ald. Burkush. Ald. Pepino inquired if the Board was going to be informed of these changes as they come along. Mr. Hoben advised that they would come back to the Board with any significant changes, such as anything that would further alter the timing, completion or cost of the project or any liability or exposure to the City. There being no further discussion, on the motion it was so voted.

Mayor Shaw advised that Mr. Bigelow, the communicator between the Board, the Special Committee, GMIC and the Industrial Council, would bring the Board up to date on where things stand at this point.

Mr. Bigelow advised that since coming to the Board last July with the concept of combining GMIC and the Industrial Council into one organization, a Joint Committee from the two organizations has reworked the proposal to meet the concerns of the Board; that they have come up with a proposal to enlarge the Board of Directors of this organizations to include 13 private sector people from the present Manchester Industrial Council, the present 8 private sector people and several public sector people including the Mayor, two Aldermen that you might choose, the City Finance Officer and the Director of the Manchester Housing Authority; that the Joint Committee and the two organizations, are asking the Board to approve the Charter and the bylaws as they have been amended to ask that the Mayor and Board of Aldermen nominate and appoint the 21 private sector Directors, each of whom will be serving a term of one year, two years or three years; that the Joint Committee recommends that the combined organization hire a president and other officers, specifically John Hoben, Jay Taylor and the two staff persons that work at the Industrial Council; that the organization should enter into a contractual arrangement with the City to provide the services that it needs and that this organization is capable of providing; that this part of the Joint Committee's recommendation requires further study and further consideration; that he requests that the Board approve the proposed amendments to the articles and bylaws and to nominate and appoint the new directors so that we have the full Board as planned, and then appoint two or three of you to sit down with two or three of the

Cm.fr.J.Hoben

Voted

Mayor Shaw

Mr. Bigelow

Ald. Provencher

Move to question

Ref. CIP Comm.

Cm. fr. Ald. Pepino

Voted

Ald. Provencher

Mayor Shaw

Ald. McDonough

Elmer Bourque

Directors of the organization and to study and to come up with a report and a recommendation back to this Board as to what the contract for services between the City of Manchester and the GMDC would be, and what the personnel and employment relationships would be. Following discussion relative to the request, Ald. Provencher moved that this be referred to CIP Committee for further study. The motion was duly seconded by Ald. Thibault. Discussion followed in which Ald. Rinker requested that Mr. Bigelow and members of the merger Committee meet with the CIP Committee. Ald. Cashin advised he had no problem with that. Following further discussion, Ald. Thibault moved to the question. There being no further discussion, on the motion to refer this to CIP Committee it was so voted. Ald. Pepino presented a communication relative to Question No. 2 of the State Constitution which would prohibit the State Legislature from passing any new mandated programs upon the cities or towns for which it does not provide the financing, and moved that the Board instruct the Mayor to take whatever action possible to inform the public of this position through the media and press. The motion was duly seconded by Ald. Cashin, and it was so voted.

Ald. Provencher requested that the Mayor present a Letter of Commendation on behalf of the Board of Mayor and Aldermen to the students of West High School who helped a lady in distress last week, and advised that he would provide a plaque for that purpose.

Mayor Shaw advised that they received a phone call from the State this afternoon, and it is now official that the City tax rate would be \$81.03; that he would like to thank Mr. Acorace and Madeleine Roy for the tremendous amount of work that they had to do in order to bring all of this information to the State of New Hampshire.

Ald. McDonough inquired of the City Solicitor, that if anyone is going out to purchase a plot of land just for his own benefit, that I can see where the question and the Resolution offered by the City Solicitor is correct and valid, but I wondered if that could be simply set aside where a person is a blood relative where the conflict really doesn't exist; where that old gentleman was going to be provided with quarters on the old homestead for his last few years; isn't it possible that where it is within the family that that obstacle could be set aside so that a member of a family and a blood relative could indeed redeem the property. Mr. Bourque advised that the statute itself, RSA 95:1 only does apply to City Officials. Mayor Shaw advised so there is no way that we could pass a rule that would counteract the State Law. Mr. Bourque advised that this sale could have been consummated under the law provided that the Alderman was not purchasing. Mayor Shaw clarified that the fact that a relative of the Alderman was purchasing it was immaterial. Mr. Bourque advised it could have been sold to a

relative of the Alderman by adopting an Ordinance; that my point was that full disclosure should have been made. Ald. McDonough advised it seems callous because he knows of that family and they have worked their butts off for so long and then to be denied those few last years in serenity or tranquility, I think it defies description of the law. Mayor Shaw commented that once in a while a law is probably wrong, but it does require full disclosure. Ald. Gimas inquired if there was anything the Board could do about it. Mayor Shaw advised not for him to buy it, but any relative of his could buy it, but it requires full disclosure. Ald. Gimas advised that it was stated by a relative but it was denied. Mayor Shaw advised it was stated but it was withdrawn. Ald. Rinker advised that every intention was to make the full disclosure; that out of that came some other disclosures that had to be made, that could or could not have been done, but it got withdrawn before that happened; that the implication in the article in the paper was that the Bills on Second Reading Committee or I, as Chairman, had done something wrong; that as Chairman of Bills on Second Reading Committee, I have an obligation to look at everything that comes before the Committee; that we never voted on that, we never said that it was right or wrong because it got withdrawn and we never had a chance to, and how we might have voted nobody knows; that the article in the paper was a little unfair to the Alderman in question and to the members of Bills on Second Reading Committee. Mayor Shaw inquired how many Committee members knew it was a relative of the Alderman. Ald. Rinker advised that if they didn't know it is only because they didn't bother to notice in the letter that it was the same piece of property. Mayor Shaw advised that was not a reason, and inquired if Ald. Rinker knew. Ald. Rinker advised he knew because he read his agenda, and he was familiar from the time before when it went to Bills on Second Reading; that regardless of that, the Attorney himself told me several days before the Meeting that he had every intention of disclosing who the person was and what it was all about, so I knew that it was going to be disclosed, and if he hadn't, I would have made it disclosed. Ald. Cashin advised he serves on the Committee also, and he did not know that the person mentioned was any relation to Ald. Osborne until the meeting that night; that he did not have the occasion to talk to his Attorney. Mayor Shaw inquired if Ald. Cashin knew if as he walked into the Meeting, Ald. Cashin advising he did not know it until after the Meeting started. Mayor Shaw inquired how he found out, Ald. Cashin advised he believed Ald. Osborne brought it up in discussion. Ald. Thibault advised he also sits on that Committee and Ald. Osborne had made him aware that this was his daughter. Ald. McDonough advised that he wanted this to be clear because if he went out there to grab that land, there is no question he should be hooted off the stage; but there is a very compelling reason

Ald.Rinker

Ald.Cashin

Ald. Pepino

Adjourned

for somebody who is a blood relative and is trying to protect another relative; forget that he is related to him, was that her uncle, which I think takes it out of the realm of this Chamber and puts an entirely different complexion on the case. Ald. Pepino inquired if there was a way to pass an ordinance where it is permissible for the relative to buy that land. Mr. Bourque advised there are three ways to do this, auction, sealed bids or through an Ordinance which authorizes the sale to a relative.

There being no further business, on motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to adjourn.

A true record. Attest.

Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

October 9, 1984

Personally appeared before me Noreen Golightly, 2nd Deputy City Clerk, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

October 22, 1984

Personally appeared before me Jeanne Dionne, Deputy Registrar of Voters, and subscribed to the oath of office as prescribed by law.

s/ Jacqueline Brinn
Commissioner

State of New Hampshire
Hillsborough, SS

October 29, 1984

Personally appeared before me C. Arthur Soucy, Moderator (Acting) Ward 6, and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

November 6, 1984

7:30 P.M.

Order

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Pepino.

A moment of silent prayer was observed.

The Clerk called the Roll.

Roll Call

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Suspend Rules

On motion of Ald. Burkush duly seconded by Ald. Dwyer it was voted to suspend the rules to permit addressing Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.

Voted

Consent Items

CONSENT ITEMS

Mayor Shaw

Mayor Shaw advised that the Consent Agenda would be taken up in one motion at the conclusion of the presentation with the exception of those items removed by any Alderman for the purpose of discussion.

Informational received and filed

Communication from Frederick Goodmin, owner of Aqua Waterbed Factory, Inc., to Chief King expressing appreciation for the cooperation of a Manchester Police Officer and advising that they will be expanding their business to Manchester on or about December 1, 1984.

R&F

Cm.fr.Frederick
GoodminReport Accepted, Received and Filed

Report from John J. Sheehan, Chairman, Board of Trustees, Manchester City Library, to John S. Perley, Chairman of Manchester Management Review, Inc.

Acc.Rec.Filed.

Rep.from John J.
SheehanApproval of Tag Day requests for:

Manchester North Bulldogs, NH Pop Warner Sat Nov 10

Approved

Tag Day Request

Referral to Committees

BILLS ON SECOND READING

Communication from Frances I. Edwards requesting to purchase tax deeded property known as Land and Building Pine Island Park - Lot 18 on the Assessors Map.

Ref.Cm.Bq2R

Communication from Attorney John J. Ryan representing Oscar Cloutier et al requesting to pay back taxes, interest, etc. on property at 473 Wellington Road. Ald. Osborne abstained on this matter.

Ref.Cm.Bq2R

Reports of Committees

COMMITTEE ON BILLS ON SECOND READING

Advising that request from Robert E. Raiche, Attorney for Mrs. Joanne Beauchemin, requesting she be allowed to redeem Tax Deeded Land on Wellington Road, has been withdrawn and recommending that the request be received and filed. Ald. Osborne abstained from voting on this Report.

Rep.Cm.Bq2R

Acc.Rec.Adopted.

Ordinance - Recommended as ought to pass

Ordinance

"Amending Section 22-35 Encumbrances Prohibited
Generally, of the Code of Ordinances"

Acc.Rec.Adopted.

Recommending that Tax Deeded Property known as Lots 190-189 on Pine Lane be sold to Elias J. Papp with the terms and conditions as set forth in an Ordinance

Acc.Rec.Adopted.

"Authorizing the Mayor to Dispose of a certain parcel
of Tax-Deeded Property known as 190-189 Pine Lane"

COMMITTEE ON TRANSPORTATION

Recommending that the 1953 Mack Fire Truck, which is no longer in service, be donated to the Firemans Relief Association, the papers to be drawn up by the City Solicitor's Office.

Rep.Cm.Transporta-
tion

Acc.Rec.Adopted.

Recommending that the City donate a 1978 Ford Station Wagon, in need of repair, to the Hillsborough County Department of Corrections, with the agreement that once they are through with the vehicle, it will be turned back to the City of Manchester for auction.

Acc.Rec.Adopted.

On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted that the Consent Agenda be approved.

Consent Agenda
ApprovedFINANCE MATTERS

Authorization to Incur Expenditures on 1984 CIP Projects as follows:

7.40350 Relocation of Black Brook Outfalls - Phase I

Authorization to
Incur Expend. on
1984 CIP Project

On motion of Ald. Provencher duly seconded by Ald. Osborne it was voted to grant authorization as requested.

Voted

Resolution:

Resolution

"Authorizing the Finance Officer to effect a transfer from Contingency in amount of \$83,000. and a transfer from Revenue of Prior Years in amount of \$37,000. to a new departmental account entitled Public Building Services Special Project"

On motion of Ald. Osborne duly seconded by Ald. Provencher it was voted to read by title only.

By Title Only

Ought to pass
under suspension
of rules

On motion of Ald. Cashin duly seconded by Ald. Thibault it was voted that the Resolution ought to pass under suspension of the rules, having been read by title.

Cm.fr.Highway
Dept.

Communication was presented from Department of Highways requesting an adjustment of a pension for Mr. Roger Bergeron, necessary because negotiations with Local 298 are complete, pension to be adjusted from \$166.20 per week to \$175.00 per week, effective April 2, 1984. On motion of Ald. Crotty duly seconded by Ald. Dwyer it was voted to grant adjustment as requested.

Voted

Request for
Budget Adjust.

Request for Budget Adjustment:

Building Department \$1,220.00

Voted

On motion of Ald. Provencher duly seconded by Ald. Burkush it was voted to grant request for Budget Adjustment.

Personnel Agenda
approved

On motion of Ald. Provencher duly seconded by Ald. Crotty it was voted to approve Personnel Agenda of October 30.

Cm.fr.Dept. of
Aviation

Communication was presented from Department of Aviation requesting granting to the Telephone Company a small switching-building easement on City land to the south of the Airport along Perimeter Road south. On motion of Ald. Burkush duly seconded by Ald. Osborne it was voted to authorize the Mayor to execute said easements for and on behalf of the City, subject to review of the City Solicitors Office.

Voted

Cm.fr.N.E.
Telephone

Communication was presented from New England Telephone requesting a 10 ft. x 10 ft. easement location to place a utility cabinet on Amory Street in the vicinity of Joliette and Alsace Street. Ald. Provencher moved to table the communication for more information on how this will effect traffic in that area. The motion was duly seconded by Ald. Osborne. Mayor Shaw advised the Traffic Department report back to the Board on this. On the motion it was so voted.

Tabled

Cm.fr.JohnHoben
& RobertMcCann

Communications were presented from John Hoben, City Coordinator, and Robert McCann, Executive Director MHA, relative to submitting to HUD an application for 20 units of public housing for low income families and requesting concurrence of the Board. Mr. Hoben advised that this involves buying scattered rundown apartment buildings and rehabilitating them for public housing units. Ald. Gimas moved to approve the request. The motion was duly seconded by Ald. Burkush. Ald. Provencher requested that the Board be notified of all areas of development. Mr. McCann advised he would meet with the Committee to advise of the sites. On the motion it was so voted.

Voted

Cm.fr.MTA

Communication was presented from MTA requesting approval to erect bus shelters at the locations designated:

Central Street at Chestnut St.
South Main at Clinton St.
Calef Road at Titus Ave.

On motion of Ald. Burkush duly seconded by Ald. Osborne it was voted to grant approval as requested.

Ordinances:

"Amending Section 22.35 Encumbrances Prohibited Generally, of the Code of Ordinances"

"Authorizing the Mayor to Dispose of a certain parcel of Tax-Deeded Property known as 190-189 Pine Lane"

On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read by title only.

These Ordinances having had their second reading by title only, on motion of Ald. Crotty duly seconded by Ald. Burkush it was voted on passing same to be enrolled.

A Report of the Special Community Improvement Program Committee was presented wherein they respectfully recommend, after due and careful consideration, that the proposed amendments to the Articles of Agreement and Bylaws of GMIC be approved. On motion of Ald. Cashin duly seconded by Ald. Rinker it was voted that the Report of the Committee be accepted and its recommendation adopted. Ald. Gimmas recorded as opposed.

Ald. Rinker inquired if Mr. McCann and Mr. Hoben have come up with some additional help for the businesses being displaced for the Washington Street Project. Mr. Hoben advised there would be a CIP Meeting next week to explain some options.

Ald. McDonough moved that the Board go on record as being opposed to changing North Adams to a one way street. The motion was duly seconded by Ald. Osborne. Ald. Crotty advised that the Traffic Committee would be meeting next week to discuss this matter. Ald. Rinker advised he felt the motion was premature in that someone did years of study to come up with what they considered to be the answer to the problem; that he felt we should have a public hearing for the residents in the area and the Highway Department to be heard. Mayor Shaw advised that the Traffic Committee is going to hold a public hearing next Tuesday. Ald. McDonough withdrew the motion, and Ald. Osborne withdrew the second to the motion.

Mayor Shaw nominated Denis W. Bouthiette, Joseph W. Czernicki, William G. Gardner, Peter F. Garrell, Murray L. Grant, Robert H. Griffin, Carl B. Noyes, Robert M. O'Malley, John S. Perley, Leon Harold Rice, Herbert B. Stebbins, Roger E. Sundeen and Timothy R. Terragni to serve on the Board of Directors for the new Greater Manchester Development Corporation advising the names would lay over on the table for two weeks.

Mayor Shaw nominated Jack Payne to be Chairman of the Safety Review Board advising the nomination would lay on the table for two weeks.

Communication was presented from Robert Plymesser to Ald. Pepino, Chairman of the Transportation Committee, giving notification of his resignation as Fleet Manager of the City of Manchester effective November 5, 1984. Ald.

Voted

Ordinances

ByTitleOnly

Passed to be
Enrolled

Rep.Sp.Community
Improvement Program
Committee

Acc.Rec.Adopted.

Ald. Rinker

Ald.McDonough
Motion

Motion Withdrawn

Nominations to
Board of Directors
for Greater
Manchester
Development
Corporation

Nomination of
Jack Payne as
Chairman of Safety
Review Board

Cm.fr.Robert
Plymesser

Executive Session Pepino moved to go into Executive Session under RSA 91-A 3 Sec. 2A to consider and act on the resignation of Robert J. Plymesser as Fleet Manager.

Roll Call The motion was duly seconded by Ald. Gimas. On a roll call vote, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher voted yea, and the motion carried.

Mayor Shaw Following Executive Session, Mayor Shaw advised that no vote had been taken in Executive Session.

Accept Resignation On motion of Ald. Pepino duly seconded by Ald. Osborne it was voted to accept the resignation of Robert Plymesser, Fleet Manager.

voted

Executive Session Ald. Rinker moved to go into Executive Session with Wilbur Jenkins under RSA 91-A 3 Sec. 2, for discussion of negotiations. The motion was duly seconded by Ald. Thibault. On a roll call vote, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher voted yea and the motion carried.

Roll Call

Mayor Shaw Following Executive Session, Mayor Shaw advised that the Personnel Director had brought ratified contracts for Public Building Services and Teachers Aids before the Board; that Ald. Crotty moved to accept the Contracts; that the motion was duly seconded by Ald. Osborne; that on a roll call vote Ald. Rinker, Carignan, Pepino, Thibault and Provencher voted nay; Ald. McDonough, Osborne, Gimas, Dwyer, Crotty, Burkush and Cashin voted yea, and the motion carried. Mayor Shaw vetoed the vote. Ald. Dwyer moved to override the veto. The motion was duly seconded by Ald. McDonough. On a roll call vote, Ald. Rinker, Carignan, Pepino, Thibault and Provencher voted nay; Ald. McDonough, Osborne, Gimas, Dwyer, Crotty, Burkush and Cashin voted yea, and the motion to override the veto was defeated. Ald. Thibault moved to direct the Personnel Director never to exceed 90 percent of premium for medical insurance. The motion was duly seconded by Ald. Carignan and it was so voted, Ald. Gimas, Dwyer, Crotty and Cashin recorded as opposed.

Voted

Mayor Vetoes

Motion to Override Veto

Roll Call

Defeated

Ald. Thibault Motion

Voted

Adjourned There being no further business to come before the Board, on motion of Ald. Carignan duly seconded by Ald. Provencher it was voted to adjourn.

A true record. Attest.

State of New Hampshire
Hillsborough, SS

October 30, 1984

Personally appeared before me David Wihby, Acting Selectman, Ward One, and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

AGENDA - BOARD OF MAYOR AND ALDERMEN

November 20, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Rinker.

A moment of silent prayer was observed.

The Clerk called the Roll.

Roll Call

Present: Ald. Rinker, McDonough, Pepino, Osborne, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Carignan, and Gimas.

Mayor Shaw presented Scott Ellison, Student Council President of West High School, with a plaque to the West High Student Body for the outstanding display of good citizenship from the Board of Mayor and Aldermen.

Presentation to West High

On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted to suspend the rules to permit addressing certain Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.

Suspend Rules

Voted

CONSENT ITEMS

Consent Items

Mayor Shaw advised that if any Alderman desires to remove any of the following items from the Consent Agenda he should so indicate; that if none of the items are to be removed, one motion would be taken at the conclusion of the presentation.

Mayor Shaw

Informational to be received and filed

Communication from Executive Councilor, Louis Georgopoulos, advising of items of interest on a state-wide basis.

Cm.fr.Ex.Cn.
Georgopoulos
R&F

Communication from City Clerk advising that nominations will be in order at the regular meeting of the Board of Mayor and Aldermen on Tuesday, December 4, for the following:

Cm.fr.CityClerk

Board of Assessors
Finance Officer
City Clerk
Cemetery Trustees
Highway Commission

R&F

Resignation to be Accepted

Communication from John B. Howe submitting his resignation as a member of the Planning Board.

Resignation Accepted

Referral to Committees

BILLS ON SECOND READING

Ordinance

Ordinance
Ref.Bo2R

"Amending Section 18-24 and 18-25 of the Ordinances of the City of Manchester"

COMMUNITY IMPROVEMENT PROGRAM COMMITTEE

Communication, together with enclosures (under separate cover), from MHA advising on September 18, 1984 the Authority's Board of Commissioners adopted by Resolution Amendment No. 3 to the Amoskeag Millyard Urban Renewal Plan, and requesting that the Board of Mayor and Aldermen consider and adopt Amendment No. 3 so that it may become effective.

Cm.fr.MHA
Ref.CIP

SPECIAL MANAGEMENT REVIEW COMMITTEE

Communication from Leo Bernier requesting that the Mayor appoint three City Welfare Advisory Board Members to participate in the formation of the Management Review Teams recommendation regarding the consolidation of Human Services in the City of Manchester.

Cm.fr.LeoBernier
Ref.Special
Management
Review Comm.

Reports of Committees

Rep.CIP	COMMUNITY IMPROVEMENT PROGRAM COMMITTEE
Acc.Rec. Adopted	Recommending a policy for leasing of certain public park lands for private development of commercial enterprises.
	LANDS AND BUILDINGS COMMITTEE
Rep.L&B	Recommending as proposed by Manchester Management Review, Inc., that the Director of the Department of Public Building Services be authorized to issue a request for proposals from Energy Management Companies for a Shared Savings Energy Program and further, that a Special Building Committee be established to review and evaluate the proposals for the Lands and Buildings Committee for its consideration and recommendation to the Board.
Acc.Rec. Adopted.	
	SPECIAL COMMITTEE ON MANAGEMENT REVIEW
Rep.Sp. Comm.on Mgmt.Rvw. Inexped. toLegis.	Recommending certain Manchester Management Review recommendations which will require action at the state or local level in order to be implemented be referred to Committee on Administration and further, that recommendations #64, 65, 89 and 106 be deemed inexpedient to legislate.
	COMMITTEE ON TRAFFIC
Rep.Cm. Traffic	Authorizing Traffic Rules and Regulations.
Voted	On motion of Ald. Osborne duly seconded by Ald. Provencher it was voted to approve the Consent Agenda.
Cm.fr. FireDept.	Communication was presented from Manchester Fire Department advising that the Board of Fire Commissioners have nominated Chief John R. Lydon to succeed himself as Fire Chief, and requesting confirmation by the Board of Mayor and Aldermen. On motion of Ald. Burkush duly seconded by Ald. Cashin it was voted to confirm the nomination.
Confirm JohyLydon FireChief	
Cm.fr. FredTurner	Communication was presented from Fred Turner requesting to buy property adjoining 10 Carron Avenue formerly owned by John Moore, but now owned by the City of Manchester. Ald. Pepino inquired how much tax deeded property the City owned that could be sold. Mayor Shaw directed the City Clerk to request the Tax Collector to provide the Board with an inventory of tax deeded property that could be sold, and other departments will be asked if they have any land that could be sold. On motion of Ald. Pepino duly seconded by Ald. McDonough it was voted to refer the communication to Committee on Bills on Second Reading.
Ref.Bo2R	
Rep.Cm. L&B	A Report of the Committee on Lands and Buildings was presented wherein, having considered a Report of the Building Custodial and Maintenance Resources Subcommittee of Special Building Committee, a copy of which is attached, respectfully recommends after due and careful consideration that consolidation of custodial services be implemented as follows
	A. Transfer the Custodial employees from the School Department to the Public Building Services Department. B. Transfer the Custodial employees from the City Clerk's Municipal Facilities Division to the Public Building Services Department. C. Transfer the budgeted funds in the 1985 FY Budget which are allocated for the Custodial employees and supplies/equipment from the School Department and City Clerk's Budgets to the Public Building Services Department Budget. D. Provide for a liaison committee/individual to assure continuing input from the Board of School Committee to the Public Building Services Department and Lands & Buildings Committee in addressing the School Department's

specific needs and priorities.

- E. Establish a pilot training program for custodians in modern techniques to more efficiently perform their functions. This will include establishing levels of quality of service at the various work sites, with a method to continue monitoring the quality levels. This will necessitate the purchase of modern equipment to add or to replace current equipment being used in the various buildings.
- F. As part of the planning function the Public Building Services Director, in conjunction with the School Administration, shall review the Sanitation Systems recommendation to establish three work distribution centers, located in the three high schools, for the assignment of both custodial and maintenance personnel to the various buildings within designated areas. This proposal by the Consultant is designed to reduce transportation costs, reduce travel time, provide for a core of maintenance personnel assigned to a group of buildings within the designated areas and to increase the effectiveness of the preventive maintenance programs.

The City Clerk, Superintendent of Schools and Public Building Services Director having indicated their acceptance, subject to the review and approval of the Building and Sites Committee and the School Board at its Meeting on November 19. Ald. Crotty advised that he has not heard much about this, and inquired how much more this was going to cost, and how many more men are we going to have and where are they all going to come from. Mayor Shaw advised that the intent of this is to appropriate money that has already been appropriated and that no additional sums will be expended for this proposal. Ald. Crotty moved to table this report for more information. There was no second to the motion. Ald. Thibault advised this has been going along quickly and it wasn't until yesterday that he received a letter from Union representatives telling him of some problems; that he understood that they sent a copy of that letter to Mr. Jenkins a few weeks ago and he never received any letter; that I submit that we go along with this, and if any of the Union representatives have a problem with this, they come to Lands and Buildings and we try to work it out. Mayor Shaw advised that the School Board has adopted the Report as amended, transferring 89 of 91 people, Messrs. Puglisi and Rivard to remain with School Department and providing for quarterly reports from Mr. Houle to the School Board. In answer to questions raised, Mr. Jenkins advised that there are no Aldermen on the Sub-Committee; that the Sub-Committee was formed as part of a larger Committee, and were given the task of reviewing all of the custodial services in the City and determining if it was feasible and more economical to try to consolidate some of the services; that they had a number of meetings dating back to May 1983 and have reviewed this with all Departments concerned; that the Union representatives have been kept informed of the activities of the Committee; that they feel it is a major effort in establishing a preventative maintenance program in buildings throughout the City; that they do not anticipate an increase in the number of people, but do expect to shift some people from custodial to maintenance activities. Mayor Shaw advised that if there were any costs, there was money in the Contingency Fund set aside for this purpose; that a Consultant will teach us some aspects of it. Ald. Dwyer commented that some of the men at the Airport are more than just custodial workers and inquired if

they were included in this. Mr. Jenkins advised that there was no intention to include the Aviation Department or the Police at this time. Ald. Dwyer inquired why the Union representatives were not made a part of this study, Mr. Jenkins advising that although they were not part of the Committee, they have been kept informed. Ald. Thibault moved that this be passed pending a Meeting of Lands and Buildings with all of the Union representatives as soon as possible to alleviate any problems that they may have, with Mr. Jenkins in attendance at that meeting to answer any questions. Ald. Pepino duly seconded the motion.

Motion

Voted

Following brief discussion, on the motion it was so voted, Ald. Crotty being opposed.

FINANCE MATTERS

Rep.Sp.
CIP Comm.

Report of the Special Community Improvement Program Committee was presented recommending that two (2) new projects be established and included in the 1984 CIP Program, and that they be removed from consideration for funding in the proposed 1985 CIP, the projects being

- 1) Fresh Air Breathing Apparatus Compressor
- 2) Hose Conversion

Resolution and submitting a Resolution

"Amending the 1984 Community Improvement Program and Transferring Community Development Block Grant Funds for the purpose of financing three (3) new projects: 1) Rental Rehabilitation Demonstration Program; 2) Hose Conversion (Fire Department); and 3) Fresh Air Breathing Apparatus Compressor (Fire Department)."

Acc.Rec.
Adopted.
Pass Under
Susp.of
Rules

On motion of Ald. Cashin duly seconded by Ald. Burkush it was voted that the Report of the Committee be accepted and the recommendations adopted, and that the Resolution ought to pass under suspension of the rules.

Cm.fr.
BroncoRlty

Communication was presented from Bronco Realty requesting to erect a full awning outside the main entrance to Odd Fellows Building on Hanover Street. On motion of Ald. McDonough duly seconded by Ald. Pepino the request was granted and approved under the supervision of the Building Department.

Granted

Cm.fr.John
Hoben

Communication was presented from John Hoben advising that an easement has been offered to the Citys Riverfront Park System by the Ferretti family, and requesting acceptance of this easement and acknowledgement of the contribution by the Ferretti family. On motion of Ald. Osborne duly seconded by Ald. Pepino it was voted to accept the easement as requested. Mayor Shaw directed the City Clerk to send a letter of appreciation to the Ferretti Family.

Voted

Cm.fr.John
Grogan

Communication was presented from John Grogan together with formal dedication documents providing for dedication of Karin Street and Sears Drive from Huse Road easterly and southerly to the end of that portion of Sears that was accepted at an earlier time, and requesting acceptance of these dedications. On motion of Ald. Rinker duly seconded by Ald. Pepino it was voted to accept these dedications as requested.

Voted

Cm.fr.John
Hoben

Communication was presented from John Hoben relative to business relocation assistance, advising that this was discussed at a CIP Committee Meeting on

November 13, and it was the Committee's recommendation that no change from national relocation standards and policies be considered at this time. Ald. Burkush moved to accept the Committee's recommendation. The motion was duly seconded by Ald. Dwyer. Ald. Rinker advised he voted against this in CIP Committee because he has a problem with the City taking a piece of property by eminent domain and throwing \$2 million into the project that helps a big business, while forcing a lot of small businesses to move without concern for what their new rent might be; that one concern was that if we did it for the Washington Street Project we would have to do it for all projects, but he felt we should do it for all projects. Mayor Shaw advised he received communication from Mr. McCann today advising that the total project was \$3.835 million minus the revenues which were \$535,000.; that it states that there is \$278,000. in Contingency, and he inquired what that money would be spent on. Mr. McCann advised that money would be spent on any unexpected costs that come up in carrying out the project. Mayor Shaw requested that this be held over for discussion at the December 4th meeting so he could look into the possibility of giving low interest loans to these people. Ald. Rinker moved to table the communication as requested. The motion was duly seconded by Ald. Pepino. Following further discussion, on the motion to table it was so voted. Motion

Communication was presented from John Hoben relative to Parking Facilities Reserve Fund, advising that in 1983 the Board authorized the establishment of the Parking Facilities Reserve Fund under legislation adopted by the General Court in early 1983, and to establish this fund will require Motion to Table

1. the transfer of all funds (and liabilities) in the so-called "Municipal Garage Account" of the General Fund to the Parking Facilities Reserve Fund; this account has been in operation for many years and has been used exclusively for parking; and
2. adoption of an appropriation resolution for 1985 as part of the City budget actions.

and for this purpose, submitting a Resolution Voted

"Appropriating the Sum of Four Hundred Thousand Dollars (\$400,000) from the Parking Facilities Reserve Fund for the Year 1985" Cm.fr. JohnHoben

Under the Rules, the Resolution was referred to the Committee on Finance for the 1985 Budget. Ref.Cm. Finance

Resolutions: Resolution

"Raising Money and Making Appropriations for the Year 1985"

"Authorizing Two Million Dollars (\$2,000,000) of Federal Revenue Sharing Funds from Entitlement Fifteen (15) and from Interest Earnings as offsets to the Fiscal 1985 Municipal Budget."

"Appropriating the Sum of Four Million Thirty Four Thousand Four Hundred Two Dollars (\$4,034,402) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1985, of which One Hundred Sixty Seven Thousand Eight Hundred Ten Dollars (\$167,810.) is subject to approval of the Board of Mayor and Aldermen by Resolution."

"Approving the Community Improvement Program for 1985 and Raising and Appropriating Monies Therefor"

On motion of Ald. Burkush duly seconded by Ald. Crotty it was voted to read by title only. ByTitle Only

Ref.Fin- Under the Rules, the Resolutions were referred to the Finance Committee for 1985
 ance Cm.
 1985 Bgt Budget consideration.

Recess Mayor Shaw called a Recess to permit the Committee on Enrollment to meet.

Order Mayor Shaw called the Meeting back to order.

Rep.Cm. A Report of the Committee on Enrollment was presented wherein they respectfully
 Enrollment advise, after due and careful consideration, that Ordinances

"Amending Section 22.35 Encumbrances Prohibited Generally,
 of the Code of Ordinances"

"Authorizing the Mayor to Dispose of a certain parcel of
 Tax-Deeded Property known as 190-189 Pine Lane"

are properly enrolled. On motion of Ald. Thibault duly seconded by Ald. Burkush

Acc.Rec. it was voted that the Report of the Committee be accepted and its advisement
 Adopted. adopted.

Ordinances Ordinances:

"Amending Section 22.35 Encumbrances Prohibited Generally, of the Code of
 Ordinances"

"Authorizing the Mayor to Dispose of a certain parcel of Tax-Deeded Property
 known as 190-189 Pine Lane"

ByTitle On motion of Ald. Thibault duly seconded by Ald. Provencher it was voted to read
 Only by title only.

These Ordinances having had their third and final reading, on motion of Ald.

Passed to Osborne duly seconded by Ald. Crotty it was voted that they be passed to be
 be Ordained ordained.

Mayor Shaw Mayr Shaw advised that Jack Payne has withdrawn his name from nomination to the
 Nominated Safety Review Board, and further advised that he was nominating Mary Pat
 MaryPat Bilodeau as Chairman of the Safety Review Board, for a term expiring January
 Bilodeau 1985, the nomination to lay over for two weeks.
 Chrm

Nominated Mayor Shaw nominated Ralph Garst to the Planning Board to fill the unexpired
 RalphGarst term of John B. Howe, advising the nomination would lay over for two weeks.
 PlanningBd Mayor Shaw advised a a letter of regret would be forwarded to John Howe.

Confirm On motion of Ald. Rinker duly seconded by Ald. Burkush it was voted to confirm
 Appts. the Mayor's appointments to the Greater Manchester Development Corporation as
 follows

Denis W. Bouthiette	Joseph W. Czernicki	William G. Gardner
Peter F. Garrell	Murray L. Grant	Robert H. Griffin
Carl B. Noyes	Robert M. O'Malley	John S. Perley
Leon Harold Rice	Herbert B. Stebbins	Roger E. Sundeen
Timothy R. Terragni		

MayorShaw Mayor Shaw requested approval to proceed with the selection of a Legislative
 Council for the City to act as a liaison to the State Legislature during the
 1985 session, advising that under the procurement code it will be necessary to
 advertise and request proposals, and requesting that the selection be handled
 by the Administrative Committee, the final selection to come back to the Board
 of Mayor and Aldermen for approval, with the expectation that the liaison begin
 work in December or January. Ald. Dwyer moved that the request be referred to
 the Administration Committee. The motion was duly seconded by Ald. Pepino.

Ref.to
 Administr-
 ation Cm.

Following discussion, in which Ald. McDonough advised he felt we had enough representation in Concord, on the motion it was so voted.

A Report of the Committee on Insurance was presented wherein they respectfully recommend, after due and careful consideration, that pursuant to Section 20-1/2-8 of the Procurement Code, the Board of Mayor and Aldermen authorize the use of competitive sealed proposal procedures in the purchase of insurance. On motion of Ald. Rinker duly seconded by Ald. Burkush it was voted that the Report of the Committee be accepted and its recommendation adopted.

The Clerk advised that all Aldermen had previously received a copy of communication from John Hoben relative to Weston Terrace, the Chestnut/Lowell Street Housing, requesting adoption of Resolution

"Approving a Redevelopment Plan for the Weston Terrace Project"

On motion of Ald. Burkush duly seconded by Ald. Cashin it was voted that the Resolution ought to pass to be enrolled.

Communication was presented from the Manchester Transit Authority requesting approval to erect a bus shelter at the Sunbeam Mall. On motion of Ald. Crotty duly seconded by Ald. Dwyer it was voted to grant approval as requested.

Mayor Shaw advised that he received four accident reports that had taken place in the Millyard all within a short time period as a result of obstructions in the roadway, and further advising that he would refer these to the Highway Department for an explanation.

Mayor Shaw called a recess to meet as Committee on Finance on the 1985 Budget. Mayor Shaw called the meeting back to order.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration that a Resolution

"Approving the Community Improvement Program for 1985 and Raising and Appropriating Monies Therefor"

be ordered to a Public Hearing to be held on December 11, 1985 at 6:30 P.M. in the Aldermanic Chambers; and a Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

"Raising Money and Making Appropriations for the Year 1985"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlement Fifteen (15) and from Interest Earnings as offsets to the Fiscal 1985 Municipal Budget"

"Appropriating the Sum of Four Million Thirty Four Thousand Four Hundred Two Dollars (\$4,034,402.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1985, of which One Hundred Sixty-Seven Thousand Eight Hundred Ten Dollars (\$167,810.) is subject to approval of the Board of Mayor and Aldermen by Resolution"

"Appropriating the Sum of Four Hundred Thousand Dollars (\$400,000.) from the Parking Facilities Reserve Fund for the year 1985"

be ordered to a Public Hearing to be held December 11, 1984 at 7:30 P.M. in the Aldermanic Chambers. On motion of Ald. Rinker duly seconded by Ald. Provencher it was voted that the Reports of the Committee be accepted and its recommendations adopted.

Rep.Cm.
Insurance

Acc.Rec.
Adopted

Cm.fr.
JohnHoben

Resolution

Passed to
beEnrolled

Cm.fr.
MTA

Voted

MayorShaw

Ref.to
HwyDept

Recess

Order

Rep.Cm.
Finance

Resolution

PublicHrg
Dec 11,85

Resolution

PublicHrg
Dec 11,84

Acc.Rec.
Adopted.

Exec. Session Ald. Thibault moved to go into Executive Session for the purpose of discussing negotiations with Wilbur L. Jenkins. The motion was duly seconded by Ald. Rinker. On a roll call vote, Ald. Rinker, McDonough, Pepino, Osborne, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher voted yea, Ald. Gimas and Carignan absent.

Clerk Following Executive Session, the Clerk advised that on motion of Ald. Thibault duly seconded by Ald. Rinker, the Board unanimously voted to approve

Contracts approved

Memorandum of Agreement of Negotiated Settlement

between

City of Manchester, N.H. Aldermanic Negotiating Team

and

Public Building Services Department Bargaining Unit

Local 298, AFSCME, AFL-CIO

and

Memorandum of Agreement of Negotiated Settlement

between

City of Manchester, New Hampshire

Board of School Committee/Aldermanic Negotiating Team

and

Teacher Aides Bargaining Unit, Local 298, AFSCME

There being no further business to come before the Board, on motion of Ald.

Adjourned McDonough duly seconded by Ald. Burkush it was voted to adjourn.

A true record. Attest.


City Clerk

BOARD OF MAYOR AND ALDERMEN

December 4, 1984

7:30 P.M.

Order

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. McDonough.

A moment of silent prayer was observed.

Roll

The Clerk called the roll.

Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Suspend Rules

On motion of Ald. Pepino duly seconded by Ald. Osborne it was voted to suspend the rules to permit addressing certain Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.

CONSENT ITEMS

Mayor Shaw advised if you desire to remove any of the following items from the Consent Agenda please so indicate; that if none of the items are to be removed, one motion only will be taken at the conclusion of their presentation.

Approved under supervision of Department of Highways

New England Telephone petition #232899.

Perambulation accepted, received and filed

Perambulation of Manchester/Bedford Townline submitted by Department of Highways.

Reports of Committees

COMMITTEE ON BILLS ON SECOND READING

Recommending a proposed amendment to Section 3.20 of the City Charter be ordered to public hearing on Monday, January 7, 1985.

Recommending proposed ordinance amendments be order to public hearing on Monday, January 7, 1985.

Recommending Ordinance

"Amending Article IV, Section 4.03 of the Zoning Ordinance of the City of Manchester by adding a new item 63A Accessory Parking of Emergency Vehicle"

be deemed inexpedient to legislate.

Recommending Ordinance

"Amending Sections 18-24 and 18-25 of the Ordinance of the City of Manchester"

ought to pass.

Recommending Ordinance

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

ought to pass.

Recommending Ordinance

"Amending Article IV, Section 4.03 of the Zoning Ordinance of the City of Manchester by adding a new item (76) Accessory Child Care Facilities"

ought to pass.

COMMITTEE ON TRAFFIC

Recommending purchase of new meters, cases and adaptors at total expenditure of \$178,000. and authorizing \$5,000. for parts to convert 770 existing meters.

Authorizing Traffic Rules and Regulations.

On motion of Ald. McDonough duly seconded by Ald. Dwyer it was voted to approve the Consent Agenda.

On motion of Ald. McDonough duly seconded by Ald. Rinker it was voted to accept minutes of Board of Mayor and Aldermen, meetings of September 27; October 2, 3 and November 6, amending minutes of October 16 to read "Mr. Bourque advised that this sale could have been consummated under the law provided that the Alderman was not purchasing", all Aldermen having previously been furnished copies.

Poll Location

Perambulation

Rep.Bo2R

Public Hearing
Jan 7, 1985Public Hearing
Jan 7, 1985

Ordinance

Inexpedient to
Legislate

Ordinance

Ought to pass

Ordinance

Ought to pass

Ordinance

Ought to pass

Rep.Cm.Traffic

New Meters

Rules&Regulations

Consent Agenda
ApprovedMinutes Accepted
as amended

Rep.Bo2R Report of Committee on Bills on Second Reading was presented wherein they respectfully recommend, after due and careful consideration, that Ordinance

"Amending the Code of Ordinances by Inserting New
Chapter 23 1/2 Surplus City Property"

ought to pass. Ald. McDonough moved to amend Section 23 1/2-5. to state that "On recommendation of the Assessors, the Committee may order an outside fee appraisal by a Designated Fee Appraiser." The motion was duly seconded by Ald. Pepino and it was voted to amend the Ordinance. Following discussion, on motion of Ald. Burkush duly seconded by Ald. Rinker it was voted that the Report of the Committee be accepted and its recommendation adopted as amended.

Acc.Rec.
Adopted.
as
amended

Rep.Cm.
Traffic

A Report of the Committee on Traffic was presented wherein they respectfully recommend, after due and careful consideration, that a referred request from New England Telephone Co. for a 10' by 10' easement location to place a utility cabinet, which would provide a flexibility point enabling them; to make use of all available telephone facilities, the cabinet to be placed on land of the Brown School on Amory St. in the vicinity of Joliette or Alsace, the School Department having no objection, be granted and approved subject to the review and approval of the School Board as to terms and conditions and the City Solicitor's office as to form, effective for a period of two years from date of execution, and, further, that the Mayor be authorized to execute said easement on behalf of the City of Manchester. On motion of Ald. Provencher duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

Acc.Rec.
Adopted.

Rep.Sp.Cm
Manage.
Review

A Report of the Special Committee on Management Review was presented, wherein having considered certain recommendations of Manchester Management Review, Inc. which will require action at the State or Local level in order to be implemented, respectfully recommends after due and careful consideration that

- #3 Administration
Increase the minimum amount of tax overpayment
- #21 Administration
Change State Law to allow a) the Registrar of voters to maintain its records on computerized files and b) the retention of files for five years rather than the now required 10 years
- #79 Fire Department
Grant authority to issue citations for fire code violations to Fire Prevention Bureau Inspectors
- #86 Police Department, Parking, and Traffic Violations
Permit subpoenas for traffic violations to be delivered by certified mail
- #90 Police Department, Parking, and Traffic Violations
Require annual permits for hand guns and increase the permit fees
- #119 Health, Welfare, Elderly, and Youth Services
Eliminate the position of City Sealer of Weights and Measures

be referred to the City's Legislative Program for action at the 1985 Legislative Session of the General Court; that

- #7 Administration
Centralize all custodial staff under the direction of the Department of Public Building Services as recommended in the March, 1984 Sanitation Audit Report
- #8 Administration
Use the savings realized from consolidating the custodial functions to purchase needed cleaning equipment and supplies and to implement a preventative maintenance program as recommended in March, 1984 Sanitation Audit Report

have been implemented and no further action is necessary; that

- #13 Administration
Combine the Registrar of Voters Department function with the City Clerk's Office
- #23 Administration
Enter into a shared energy management program with a private company
- #24 Administration
Automate the present system of monitoring and analyzing energy consumption by the City's departments
- #77 Fire Department
Purchase an air compressor system capable of refilling self-contained breathing equipment.

have been implemented and no further action is necessary; that

- #103 Library
Develop short term and long term strategic plans for the Library.
- #105 Library
The Board of Directors and the Library Director should assume responsibility for fundraising and the development and execution of a strategy for the Library.

have been implemented and no further action is necessary; that

- #12 Administration
Hire a part-time secretary for the Risk Manager in the Insurance Division
- #14 Administration
Issue real estate tax bills by April 30 and September 30 in order to earn additional interest income on the earlier tax payments
- #27 Administration
Adopt a continuous program of microfilming the Board of Assessor's file
- #104 Library
Install a complete book security system for the Library.

be referred to the Committee on Finance for funding in 1985 budget; that

- #1 Administration
Establish a lock box procedure for the receipt of tax payments
- #120 Airport
Revise the financial structure of the Airport Division in order to eliminate the City subsidy.

have been implemented by the Finance Officer and no further action is necessary; that

- #121 Airport
Revise bid specifications for Crash Crew contract.
- #122 Airport
Institute a user fee for corporate registered aircraft based at the Airport
- #123 Airport
Conduct study of parking lot to determine needed physical improvements and potential increased income.

be referred to the Airport Authority for implementation and no further action is necessary; that

#33 Administration

Establish a blanket business registration fee.

be deemed inexpedient to legislate; that

Financial Control System

Recommend that the Finance Committee approve request of \$150,000 in Finance Department's budget for automation consultant and financial management system, contingent on no expenditure unless space is available, funding to be allocated from Efficiency Fund.

Ald. Pepino advised he had received many calls on recommendation #90 requiring annual permits for hand guns and increasing the permit fees; that the fee used to be \$4.00 every two years, and the recommendation calls for \$10.00 every year. On motion of Ald. Pepino duly seconded by Ald. McDonough it was voted to refer recommendation #90 back to the Special Committee on Management Review. Ald. Rinker raised question about recommendation #105 which suggests the Library assume responsibility for fundraising, advising that the Library Trustees are against this and it might take more than a recommendation to implement this action, and moved that this be referred back to Committee on Management Review for further study. The motion was duly seconded by Ald. Carignan and it was so voted. Ald. Cashin moved that the \$150,000. in the Financial Control System be taken out of the Efficiency Fund and transferred into the Finance Budget. The motion was duly seconded by Ald. Thibault. On the motion it was so voted that "allocated" be changed to "transferred". On motion of Ald. Rinker duly seconded by Ald. Burkush it was voted that the Report of the Committee be accepted and its recommendations adopted as amended.

FINANCE MATTERS

On motion of Ald. Provencher duly seconded by Ald. Gimás it was voted to approve Personnel Agenda, meeting of November 28, all Aldermen having previously been furnished copies.

Budget adjustment request was presented from Finance Department in the amount of \$893.00. On motion of Ald. Rinker duly seconded by Ald. Crotty it was voted to approve request.

Communication was presented from John Hoben relative to 1984 CIP Project 7.30246 Annual Grant Application Engineering Account-MAA together with a Resolution

"Amending the 1984 Community Improvement Program and authorizing and appropriating \$50,000. in MAA funds for the purpose of 1984 CIP Project 7.30246 Annual Grant Application Engineering Account"

On motion of Ald. Dwyer, duly seconded by Ald. Pepino, it was voted that the Resolution ought to pass under suspension of the rules.

Communication was presented from John Hoben submitting initiation and budgetary "start up" forms for the MAA "Annual Grant Application Engineering Account, 7.30246. On motion of Ald. Gimás duly seconded by Ald. McDonough it was voted to approve.

#90
Ref.back
to Comm.

#105
Ref.back
to Comm.

Acc.Rec.
Adopted. as
amended

Personnel
Agenda
approved

Finance
Dept.
approved

Com.fr.J.
Hoben

Ought to
pass under
Suspension
of Rules
Com.fr.J.
Hoben

Approved

On motion of Ald. Gimas duly seconded by Ald. Pepino it was voted to confirm nomination of MaryPat Bilodeau as Chairman of Safety Review Board and Ralph Garst to fill the unexpired term of John Howe, Planning Board, term expiring May 1, 1987.

Ordinances:

"Amending Sections 18-24 and 18-25 of the Ordinances of the City of Manchester"

"Amending sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Article IV, Section 4.103, of the Zoning Ordinance of the City of Manchester by adding a new item (76) Accessory Child Care Facilities"

"Amending Code of Ordinances by Inserting New Chapter 23 1/2 Surplus City Property"

On motion of Ald. Osborne duly seconded by Ald. Burkush it was voted to read by title only. These Ordinances having had their second reading by title only, on motion of Ald. Burkush duly seconded by Ald. Thibault it was voted on passing same to be enrolled. Ald. Osborne recorded as opposed the the Child Care Facilities Ordinance.

Ald. Burkush nominated William Lynch to the Board of Assessors for a term of six years succeeding himself. On motion of Ald. Thibault duly seconded by Ald. Cashin it was voted to close nominations for the Board of Assessors.

Ald. Provencher nominated Joseph Acorace as Finance Officer for a term of six years succeeding himself. On motion of Ald. Crotty duly seconded by Ald. McDonough it was voted to close nominations. On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to suspend the rules and confirm the nomination tonight. Ald. Pepino opposed.

On motion of Ald. Crotty duly seconded by Ald. Thibault it was voted to suspend all the rules. Ald. Pepino opposed.

On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to suspend the rules and confirm William Lynch tonight. Ald. Pepino opposed.

Ald. McDonough nominated Joan E. Walsh as City Clerk for a term of six years succeeding herself. On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to close the nominations. On motion of Ald. Rinker duly seconded by Ald. McDonough it was voted to suspend the rules to confirm the nomination tonight.

Ald. Burkush nominated Matthew Jamrog as Cemetery Trustee for a term of four years succeeding himself.

Ald. Carignan nominated Adele Baker as Cemetery Trustee for a term of four years to succeed herself.

Ald. Provencher nominated Larry Rheault as Cemetery Trustee to fill the unexpired term of Arthur Lewis, deceased, term expiring 1987.

On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted to

MaryPat Bilodeau
Confirmed Chrmn.
Safety Review Board

Ralph Garst
Planning Board

Ordinances

ByTitleOnly

Passed to be
Enrolled

NOMINATIONS
William Lynch
Bd. of Assessors

Close Nominations

Joseph Acorace
Finance Officer

Close Nominations

Suspend Rules to
Confirm

Rules Suspended

William Lynch
Confirmed

Joan E. Walsh
City Clerk

Close Nominations

Suspend Rules
Confirm City Clerk

Matthew Jamrog
Cemetery Trustee

Adele Baker
Cemetery Trustee

Larry Rheault
Cemetery Trustee

Close Nominations

Suspend Rules
Confirm Adele
Baker, Matthew
Jamrog & Larry
Rheault

Gary Wallin
Highway Comm.

Robert Jobin
Highway Comm.
Chris Spirou
Nick Vergas
Highway Comm.

Close Nominations

Suspend Rules
Confirm Robert
Jobin

Raymond Wieczork
MHA

Remove from Table

Cm.fr.J.Hoben

Mayor Shaw

Ald. Rinker

Voted Hearing
Dec. 18, 7:00 P.M.

Cm.fr.Diane Prew

close nominations. On motion of Ald. Rinker duly seconded by Ald. Burkush it was voted to suspend the rules and confirm the nominations of Adele Baker, Matthew Jamrog and Larry Rheault tonight.

Ald. Rinker nominated Gary Wallin as Highway Commissioner for a term of three years succeeding Chris Spirou.

Ald. Burkush nominated Robert Jobin as Highway Commissioner for a term of three years succeeding himself.

Ald. Osborne nominated Nick Vergas as Highway Commissioner to succeed Chris Spirou.

Ald. McDonough nominated Chris Spirou as Highway Commissioner for a term of three years succeeding himself. On motion of Ald. Thibault duly

seconded by Ald. Provencher it was voted to close the nominations. On motion of Ald. Rinker duly seconded by Ald. Burkush it was voted to suspend the rules and confirm Robert Jobin tonight.

Mayor Shaw nominated Raymond Wieczork to serve on the Manchester Housing Authority to succeed Dr. LaFlamme.

On motion of Ald. Cashin duly seconded by Ald. Carignan it was voted to take from the table communication from John Hoben relative to Business Relocation Assistance, recommending that no change from national relocation standards and policies be considered at this time. Mayor Shaw advised that he requested Mr. McCann to prepare a list of the surpluses that might be in the accounts that we have given to him; that Mr. McCann has indicated to him that anytime that he has spoken on this issue, he is relating his personal feelings and not necessarily those of the Board that he serves; that Mr. McCann advised of a \$35,000. surplus representing balances from the Brown Avenue, the Civic Center and the Hampshire Plaza Project, as well as \$225,000. in Bond Issue Funds left in the Amoskeag Millyard account and \$113,000. in funds for the Grenier Field Project which could be returned to the City; that the reason I am advising you of these surpluses is because we are putting people out of business in that particular area and some of those people who would love to have the chance of a public hearing to explain their predicament to the Aldermen; that one Alderman has suggested subsidy towards rent, but I favor low-interest loans; that we do have the money and I suggest we allow these people at a public meeting of the Aldermen to at least explore an alternative way of subsidizing. Ald. Rinker made the motion to hold a public hearing as requested by Mayor Shaw. The motion was duly seconded by Ald. Thibault. Mayor Shaw advised this public hearing could be held on December 18th, at 7:00 P.M. prior to the regular Board Meeting. On the motion it was so voted. Mayor Shaw requested Mr. Acorace to attend the hearing to keep the Board informed of the ramifications of proposals.

Communication was presented from Diane Prew, Information Systems, requesting authority to issue requests for proposals in lieu of sealed bids

for the purchase of specialized equipment and software to replace the existing system being used in the Tax Collector's Office, for Real Estate, Resident Tax and Motor Vehicle Registration Fees. On motion of Ald. Osborne duly seconded by Ald. Provencher it was voted to approve request.

Approved

Ald. Provencher advised the three West-side Aldermen had received letters from the Manchester Junior Soccer League West requesting that lights be added to their field; that he understands that Mike Lopez and Clem Lemire favor a new building site at the Piscataquag River Park and I move that this be referred to CIP Committee. The motion was duly seconded by Ald. Thibault and it was so voted.

Ald. Provencher

Ref.CIP Committee

Ald. Gimas advised that in the past he has voted for the Center of New Hampshire, Wall Street and Merchants Bank Project because he thought it was in the best interest of the City; that he was going to stop voting for these projects because his Ward needs sewers and it is about time Ward 6 got some money; that there has got to be some way, and we should do it immediately. Mayor Shaw advised that one of the ways to fund sewers might be to do the same as the Water Department; that some communities have not waited any longer and have funded the sewers a different way, but it requires your Ward to do what we do for water users, and that is when the water pipe goes by your property you pay; that we don't charge people for sewer pipes because we usually get it back in the Sewer User Fees, but it does not cover the cost of what the Federal Government usually allocates to us over time for some big project; that if you are in favor of these sewers, a major change would have to come about in the philosophy of how you charge people for sewer pipes; that I favor adopting the Water Works philosophy. Mayor Shaw requested John Hoben to research a solution to this problem once and for all and what the cost would be to fund this. Mr. Hoben advised that in recent subdivisions the developer is obligated to provide the sewer both on-site and off-site; that the older areas were developed without the sewer at a time when there were no subdivision regulations; that areas outside of New England have Special Assessment Districts where they extend sewerage, sometimes taking a lien on the mortgage, but under New Hampshire Law we do not have that ability. Mayor Shaw requested the Clerk to bring this subject back before the Board in January for a hearing; that the City Solicitor check into the laws and Mr. Hoben research the cost.

Ald. Gimas

Mayor Shaw

Mayor Shaw

Mayor Shaw requested a motion to incorporate the recommendations he made this evening into the budget, leaving the balance the same, advising that the budget would be going to Public Hearing with modifications. On motion of Ald. Rinker duly seconded by Ald. Pepino it was voted to incorporate the changes into the budget as requested.

Motion

Voted

Adjourned

There being no further business to come before the Board, on motion of Ald. Gimas duly seconded by Ald. Burkush it was voted to adjourn.

A true record. Attest.



City Clerk

State of New Hampshire
Hillsborough, SS

December 5, 1984

Personally appeared before me David Wihby, Moderator, Ward One, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

December 5, 1984

Personally appeared before me Richard Cunningham, Ward Clerk, Ward One, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

December 11, 1984

Personally appeared before me William Lynch, a member of the Board of Assessors, and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

CIP - PUBLIC HEARING

December 11, 1984

6:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of allegiance, this function being led by Ald. Thibault.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Mayor Shaw advised that the purpose of the Public Hearing was to consider the 1985 Community Improvement Program which for 1985 included allocations and/or appropriations of:

- (1) approximately \$3,360,500. in Community Development Block Grant funds;
- (2) approximately \$1,185,000. in 1984 Municipal Funds;
- (3) up to \$20,000,000. which may be requested from federal and state government sources through various grant programs;
- (4) up to \$9,277,500. which may be generated through the issuance of general obligation bonds and short-term notes; and
- (5) \$5,400,000. in self-amortizing bonds

The Clerk presented the Resolution:

"Approving the Community Improvement Program for 1985
and Raising and Appropriating Monies Therefor"

Mayor Shaw called on John Hoben, City Coordinator, for presentation of the proposed program.

Mr. Hoben advised that Jean Keagan would interpret the meeting for the hearing impaired; that just over ten years ago, the Board of Mayor and aldermen voted to adopt the City's first integrated capital and service improvement program, or CIP; that each year since 1975, the Board has assessed municipal needs and priorities, reaffirmed a rigorous financial plan, and made difficult decisions on how to allocate scarce local tax dollars; that significant progress has been achieved during this period, and while the focus of the City must be on its future, it is helpful to also recognized past efforts; that during this 10-year period the City has:

reconstructed and reorganized its fire station and police facilities and equipment;

reconstructed five (5) bridges, and initiated work toward a number others;

initiated a sustained multi-faceted neighborhood improvement program, with coordinated park, housing, and sidewalk efforts;

reversed an outmigration of business, jobs, and tax base, by creating new interest and activity in the City, particularly in the Downtown area, West Manchester, and the Amoskeag Millyard;

rehabilitated virtually all of the City's park facilities;

dedicated modern Water Treatment and Wastewater Treatment facilities; and

increased its commitment to human service programs which promote independence;

that during this period, unemployment in Manchester has dropped to levels which are the envy of the nation, while average household income has increased at a rate faster than the national average; that between 1975 and 1984 the City's net debt decreased from \$37.7 million to \$30.7 million; that the City cost of CIP activities in 1974 was \$7,217,000, or 18.6% of the City budget, and about \$12.70 per \$1,000 on the City's tax rate; that in 1984, the cost was about the same--\$7,229,000 or 8.4% of the City budget, reflecting \$10.55 on the City's tax rate; that offsetting these costs are significant additional revenues to the General Fund; that the CIP Program is an approach that the Board of Mayor and Aldermen have used for 10 or 12 years now to allocate the City's contribution to keep up it's efforts in improving the services and the capital facilities that it has available; that it is an approach to budgeting of funds from the 1985 City Municipal Budget and to managing the City's debt in the way it borrows money and repays them; that it is also an approach to managing the City's debt and the way it borrows money and repays them; that it is also an approach used to plan for the possible involvement of different Federal and State Grant Programs that might be used to help address municipal needs; and it is also the approach used to allocate the City's Community

Development Block Grants; that in 1985 we expect to receive about \$2 million which has been the average over the past several years; that we anticipate using these funds in the programs identified in the tables set forth; that the Community Development Block Grant Program requires that the majority of the beneficiaries of the activities be of low and moderate income; that the City's benefit percentage, the way it has allocated the funds in recent years, approximately 80% of the funds have been used for those types of activities; that the program is designed to provide benefit for low and moderate income people to eliminate slums or blight, and in the past we have used these program funds as part of the overall program looking for a balanced approach to addressing those priorities mentioned earlier; that over the next five years, it is expected that over \$100 million in public funds will be spent on CIP activities, including \$5.1 million in direct City budget appropriations, \$27.3 million in bonds, \$9.9 million in Community Development funds, and \$64.7 million in federal grants and special municipal water, sewer, airport and parking funds that are essentially funds raised from the operation of those different enterprises; that over the next five years, some of the highlights include:

construction of a 600-pupil elementary school in 1985-1986 to serve Northwest Manchester, together with recreation facility improvements and off-site access and drainage improvements to serve the Mason Street area;

major initiatives in reconstruction of existing school facilities, including \$9.9 million over the next three (3) years, and \$1 million year thereafter, for a total of \$11.9 million;

continuing efforts to upgrade housing options for low and moderate income facilities through neighborhood improvements, housing rehabilitation loan programs, and other initiatives (over \$2.0 million);

major improvements in public parking facilities, (600 to 800 additional spaces over the next two (2) years), relying principally on the users of parking facilities to finance them (\$6.6 million);

continuing commitment to bridge maintenance and reconstruction (\$27.3 million) and street reconstruction (\$10.0 million) throughout the City;

progress in completion of the interceptor sewer program (including the West Manchester Interceptor) and in resolving chronic sanitary sewer and drainage problems throughout the City; (\$59.2 million);

east-side elderly center (\$400,000); central vehicle maintenance facility (\$500,000); school sidewalks (\$200,000); social services programs, park development maintenance, and related programs;

that the 1985-1989 Program is an ambitious one, and reflects a renewed commitment to the City's infrastructure, to its school facilities, and to quality municipal services; that attached to the handout, the first several pages list the specific appropriations by project and source of funds for 1985 that are recommended in this Resolution; that another table summarizes the proposed program for 1986 to 1989, but these are only forecasts by general area and would need to be reconsidered and readdressed and reaffirmed by the Board of Aldermen by this time next year; that another table attempts to reconcile where the costs are in 1985 that you will be

looking at tonight for the Community Improvement Program, the appropriations that are required, the reimbursements that we anticipate making or receiving from other sources and the revenues that are expected to be generated to the City's General Fund as a result of the activities and the expenditure that we are budgeting for here; that it shows that the City's Financial Plan which calls for the spending of approximately \$12.00 on the City's tax rate, is easily maintained when the revenues and the reimbursements are considered in 1985; that a number of the activities generate a significant amount of revenue and help to offset the cost of others that do not directly result in increased tax revenue or other revenue to the City's General Fund; that in 1986 through 1989, the program anticipates the continued growth of the City, a continued healthy economic climate which will allow for the program which has been outlined before you to remain affordable without a major impact on the City's property tax rate; that I would be happy to answer any questions.

Mayor Shaw advised that those wishing to speak should step to the nearest microphone when recognized, and recite their name and address in a clear, loud voice for the record; that each person would be given one opportunity to speak and any questions should be directed to the Chair.

Selma Deitch, 300 No. Adams Street, was recognized and stated:

I am Clinical Director of Child Health Services at 967 Elm Street. For the past four years the City has supported our program in a generous way. I thank you for that. I am here tonight to acknowledge that we are continually asking the City to recognize more in the way of Human Services the needs of the unemployed and the underemployed as it relates to Health Services. I want to address questions that relate to the following kinds of care, one being the planning for the needs of populations that we see as a result of our program, it is health care for the underemployed and unemployed young people of our community; it is health prenatal care for the underemployed and unemployed of our community; it is additional funds for comprehensive health care for the population of young children that we see, we are presently serving about 1/5 of the children that we should be seeing in Manchester; that in addition to that we see a great need for subsidized day care with transportation for day care for the population of people who are working who can't get their children into care where we see there is great stress among parents and probably we could avoid some of the abuse and neglect of children if these services were available; that in addition to that we see a great need for some help with subsidized housing for the underemployed and unemployed who now are getting some security down payments through the new monies that are available through the City of Manchester Welfare Office, but in fact, there are not places for people to move into because the current housing areas do not meet the requirements that are set forth with respect to numbers of room, central housing and the like. I would ask that these things be addressed.

Joseph Sullivan, 180 Laval Street, was recognized and stated:

I am involved with the Manchester Junior League West. Most of the people that I have been involved with in sports on the west side have never really come before the CIP Committee, because in the past we have never really wanted too much. Things have changed somewhat, and we are going to need a field very shortly. I have written letters to the CIP and to the Aldermen and it seems like our league has done such a good job that we are probably going to put ourselves out of business shortly, and that is that we have sent so many kids to high school who still want to continue playing soccer, that the City is going to have to consider, at some point, having a freshman soccer team on both the boys and girls levels. When that happens, we are going to be left out in the cold without any field, and that is why we are here tonight, to plead for another field. I know that there are all kinds of things going on and there are other people here who have great projects and want the best for the City. You hear about Wall Street and other projects, and I remember watching GE Theatre many years ago when their theme was, "Progress is our most important product". I think in Manchester, our children are our most important product. We can have all

kinds of buildings and tremendous things, but if we don't have citizens here and the young people that we have and try to help, then we are not going to have too much of a city. I keep mentioning soccer, and yet in our Constitution the first thing that is mentioned is that we try to teach sportsmanship, and that is the way that it has been for the five years that I have been there. We are here to seek a field. One of the proudest moments I had is, there is a man by the name of Armand Soucy who works for Parks and Recreation, and he came to me one day this past fall and said, "My goodness, of all the fields in the City, the cleanest fields by far are the fields that the Manchester Junior League West plays on". I think that the West Side has taken tremendous pride in the community and in Community Improvement Project. We really are a community on the west side. That doesn't get said enough, but it really is. I think a lot of that came from our Soccer League. We had the West Little League and the Southwest Little League, and the two never really met. Five years ago the Soccer League started and now when the kids all go to Parkside they know one another. It is not northwest Manchester and southwest Manchester, it is west side. We are trying to improve our community and we all feel very strongly about that, you can see by the numbers that we have here tonight. I think it is the greatest good for the greatest number, and I would really hope that everybody would consider on the Board of Mayor and Aldermen and the CIP people, that we do need a field. There is room there, it can be done. We have talked to Mr. Lemire, Mr. Provencher, Mr. Cashin and Mr. Thibault. I have petitions that I will present to the Board with 677 names of people. We didn't go all over the place and get people who are not involved, we got 677 names of people who care, people who want us to have another field. We have a letter from Principal Baines from West High that the West Side does need a real Soccer Field and I think Mr Gosselin who is the boys coach will eventually speak about that problem. I thank you for letting me speak, I hope that I have done some good and if I haven't I have let down all these people. I am very nervous but I wanted to do it because I think it is right. Thank you very much.

Mary Hussey, 200 Hanover Street, was recognized and stated:

I am here to represent the Senior Citizens; that the Senior Citizens need a new center on the east side; they have a deplorable place to go to and I understand most of the Aldermen here have been contacted and I am here to ask them to vote for a new senior center and I have over 400 names on a petition that I would like you to have.

Jack Resch, 275 No. Bay Street, was recognized and stated:

I am representing Child and Family Services at the Manchester Regional Office where I serve as President of the Executive Committee. I was pleased to hear Mr. Hoben say that the CIP Program is supporting human services which promote independence and I am here to speak on behalf of two of those programs — the Homemakers Service Program and the Runaway Youth Program. Both of these programs have had long support by the City and we appreciate that support. We are also looking at the budget and appreciate those increases which the current budget provides. There are a couple of points which we would like to make, the Homemaker Services in particular is a cost effective program which saves the city hundreds of thousands of dollars by providing diversionary care, allowing people to stay in their homes rather than having to go to a nursing home. The Runaway Youth Program is also a preventative program and is particularly effective among young children particularly girls age 13 to 15. We encourage continued support of these two programs and in particular we would like to point out one concern, although there is an increase in the budget from the city in support of these two programs the CIP budget also shows increases in support from the federal budget and the United Way for both of these programs. Our concern is that the federal increases will not occur and more responsibility will have to be assumed by the local communities through its United Way and also through city funding. We encourage the Board to review the program and see whether it is possible to increase even further the funding for these two programs with the perspective that there will be decreases in the federal support for both of those programs.

Dave Gosselin, Dover, N.H., was recognized and stated:

I have been a teacher, soccer coach and wrestling coach at West High School for nine years. In the past nine years I have traveled throughout the state I have seen a lot of progress as far as athletic facilities in the various towns, villages and large cities. In Manchester in the past nine years I have seen facilities grow at Memorial, they have a beautiful athletic complex. I have seen Central with the use of Livingston Park for the youth leagues and for their high school team and then we come over to West High side and the facilities are less than adequate and as a coach I am tired of apologizing to teams coming in. I have teams that in 86 will not keep us on their schedule because they don't want to play on our field. I think it is about time some of the city funds go to the west side because we have strong support of parents and kids.

Richard Laperle, 45 Hale Street, was recognized and stated:

I also represent the West Jr. Soccer League. What I have to present are a few facts and figures concerning our league. This year alone we spent over two thousand dollars on field maintenance. This is a two thousand dollar saving to the city because we did not request money for what we did. What we actually did was we had fencing installed to protect one of our fields, we purchased fertilizer, we also restored our sprinkler system at the major league field which for many years had been completely out of service, the pump which feeds the water for the system was supposedly beyond repair. One of our members reconditioned the pump and now it works fine. These projects that helped to improve our soccer league not only benefit us but greatly help all the groups that use the facilities. Basically what I am saying is that we as a group are willing to devote time and effort to insure that a new playing field becomes a reality. Hopefully our request will be given your highest consideration.

Clem Lemire, Parks and Recreation Superintendent, was recognized and stated:

I wish to address myself as both P & R Superintendent and as a citizen and a tax payer. I want to back the west Jr. Soccer because of the past history of how this was formed. Way back only south had soccer so only the Jr. people from the west side came over and were playing at the south soccer league. They had grown to such an extent that at one of the meetings we suggested that probably if the east and westsiders would be left out that those portions of the city would stop their program. Immediately West had a meeting and the gathering was fantastic. Since then their growth has been fantastic and they really need the support, but we also have to keep in perspective the fact that there are two levels here, the coach from West High is asking for a field that has to be larger and we are talking about lights too, lighted to a degree much higher than it would be for the Jr. Soccer League. I think when we are planning this is something we are going to have to get together on so the money will be spent right. My second issue here is the Elderly Center, from way back I have been fighting for an Elderly Center and I see the light thru the tunnel. I see on the budget this year that there is money. The support here is the support from the people, the city is doing a fantastic job as far as I am concerned through MHA and the Elderly highrises. They have adequate staff, they have nice facilities, but the people you are talking about are those people who are struggling by themselves to try to maintain their own apartments and houses and these are the people who are dropping in to the center and those are the people we should support very strongly. I know the area that they have now is being criticized, they are in the cellar as far as I am concerned, it was renovated but the air circulation isn't the best, they can't see the sunshine, these people are in their golden years and I think it's about time that we pull them out of the cellar, build them a nice place so they can see the sunshine.

Ald. Provencher asked Mr. Lemire if we have the area for the field right now?

Mr. Lemire replied that Piscataquog has a nice level area that very easily could support another nice facility, including lights, the only thing missing is the funding.

Mr. Hoben commented on the issue of the soccer field, that has been referred and is within the CIP Committee currently, not specifically reflected in the budget, but if it is agreeable to move forward it could be done out of existing reserves. The policy that the Board has most recently used limited the city's role to some minimal grading, some fencing, creating a base, purchase the sod, but relied on the volunteers and organizers to do everything else including a stipulated maintenance agreement that would require some further investment. In that particular case the investment on the part of the city was about \$30,000, but we relied to a great extent on the volunteers and the organizers of the league that was for the east soccer league. I think we have had two different kinds of requests. The coach seemed to be talking about a competition type field that may involve quite a bit more, that could be as much as \$100,000 or more, but it is before the committee and we have not had a chance to review it with the committee.

Ald. McDonough commented that he would like to assure the elderly that we have not been remiss, that even the slightest degree as far as the center is concerned has not been as speedy as we would like. Back at the July meeting, as the minutes will show we had a motion offered after a spirited exchange with Mr. Hoben whereby that center would be implemented at the earliest possible time. I want to give assurance to all the senior citizens that center will be built, we are behind you, we are not remiss at all in our duty in that respect. I promise you that.

Ald. Crotty commented that when we built that complex at Memorial wasn't that for all high schools and the West High can use that as well as their track? Mr. Hoben replied the soccer field was not for city wide use; that

the CIP committee will take a look at all the parks and how they are going to be used.

Mike Lopez, Chairman of Parks and Recreation Commission, was recognized and stated:

I have been asked to clarify something from the gentlemen who made reference to a competitive soccer field. The soccer people are only talking about one field, not a competitive field on the west side. It would be made to competitive specifications.

Dave Liviere, 1 Tanglewood Avenue, was recognized and stated:

I am not unfamiliar with Parks and Recreation Department and they have been pretty good as far as athletic in the city of Manchester, but there are a couple of things that have happened that have bothered me. I am in very strong support of another field at the West Soccer League because there is a crunch in terms of scheduling for the many programs that we have. I really don't think by using the Memorial facility we are going to eliminate problems scheduling. We should have another playing field.

Mayor Shaw commented that the coach wants a regulation field.

Mr. Liviere commented that the way the city goes about things is a big mystery to me and a lot of other people. I was a part of the Manchester Independent Softball League and at Padden Field for years the league would lobby to improve and put in lights and we were given many promises and all of a sudden we were stonewalled and I really feel that our requests fall on deaf ears. All of a sudden at Padden Field appears soccer lights and for years we have been trying to get lights.

Mayor Shaw asked Mr. Lemire if the lights came from the city and Mr. Lemire replied we did not spend a cent on the lights at Padden field.

Mr. Liviere commented if they can do it at the east, why not at the west especially with the support that we have.

Mayor Shaw advised that the taxpayers didn't do it, the teams did it.

Mr. Liviere commented that maybe somebody could shed some light on that, as far as priorities, I don't know who gets what, why or when, but it is a frustrating factor to me personally.

Ald. Rinker advised the East Soccer League did come to this Board only a year ago asking for some help, and we did help them to some degree, but I recall that most of the work was done by them and I think they finally got the lights donated and worked that out, I don't think any of it was City taxpayers money; that if you have 677 names on a petition, if all of you who signed the petition are willing to work, I'll bet you that all of you and the CIP Committee can put something together that you can have on the west side the way it was done on the east side.

Ald. Provencher advised they were not looking for something for nothing, all they want is a new field and an area and they will do the rest.

Mayor Shaw advised that the very proposal that you have made is going to be addressed.

Jay Lane, representing Manchester Housing Authority, was recognized and stated:

I am here to thank the Board of Mayor and Aldermen for their continued support of our youth recreation programs which service the kids of the low income housing areas of Elmwood Gardens and Rimmon Heights. I want you to know that these programs continue to be extremely successful, extremely well attended and extremely necessary. As a working person on the west side, I applaud the action that is being taken on behalf of building a new school. The conditions of the schools at present are terrible, and I applaud the action of the Board of Mayor and Aldermen to address that situation. I would like to give my support on behalf of the people from the west side soccer league. The areas outdoor and indoor facilities on the west side are severely lacking when you take into consideration other areas of the City.

Jean Tsetsilas, 331 E. High Street, was recognized and spoke on a variety of subjects.

Ald. Gimmas stated:

I have heard about the soccer field on the west side, I have heard about the senior citizens which I go along with wholeheartedly, Human Services, but here I am in my fourth term as Alderman and I am trying to get money to put sewers in Ward 6 and I can't get it, and here you are spending millions of dollars.

Mr. Hoben advised there is \$900,000 that will be spend in 1985 on the Youngsville sewer problem, there is also close to \$900,000 being spent in the Bartlett Street drain so-called Whittemore Flats area in west Manchester, and we also have the matter that you raised last time about an approach to allow the City to expedite some of the longer range sewer improvements through some sort of cost sharing program with the people who might benefit from it; that in addition there are balances in the Chronic Sewer and Drain Account that would take care of some of the more immediate problems.

Mayor Shaw advised there was also quite a bit of money for Mason Street tied into the school to alleviate a flooding problem.

Mr. Hoben advised the problem that you speak of, to give you a sence of the cost, the total amount of money that the City is expecting to borrow of its funds over the next five years in total, is about \$27 million; that the one improvement that Ald. Gimmas speaks of along, without including the lateral sewers to connect the areas, could be in the range of \$14 - 16 million for that one improvement, so it is a massive problem.

Ald. Gimmas commented it was true that it is a massive problem, but the people in that area have been waiting for 50, 60 years and they haven't gotten a thing out of it yet and they are paying taxes just like everybody else, and I believe that they deserve something. I want something done, not just addressed.

Ald. Crotty advised when he came on the Board three years ago, they said it would be 3 - 4 years for the Cohas Brook connector to start, are there any problems scheduled?

Mr. Hoben advised that the Cohas Brook Interceptor is the \$14 - 16 million project that I mentioned to Ald. Gimmas; that is the critical improvement for that area. Our expectations would be that that project would start, but 95% of the cost of that project is scheduled to be paid for through state and federal grants that are available but not at the rate that we would like. There is difficulty in moving that forward, there has been a cutback in federal appropriations. Were we to finance something like that ourselves at this point in time, it would not only create a tremendous impact on the tax rate right off and essentially call a halt to much of the other activity that school improvements and so forth that we have scheduled, we also may be foregoing the opportunity in 3 - 10 years down the road to recapture 95% of that amount by having gone sooner that we could. It is part of the same problem, there is a lot of waste water interceptor work that is scheduled to be undertaken in 1985, 86 and 87 including the west Manchester interceptor and the extension south of Manchester in the Goff'sfalls area. The Cohas interceptor has an uncertain future at this point.

Mayor Shaw advised that if you read the current reports in the media, then the President is intending to cut back even further on sewer funds. There might be a method, but we would have to be absolutely sure that we never had any hope to collect the federal monies for it. We will know within this budget being presented. If he has ruled out that it is almost impossible to collect for Cohas Brook, then the City would have to address the problem itself.

Denise Archambault, 193 Cartier Street, was recognized and stated:

I have a son who plays soccer and I am also a teacher. I would like to thank you for listening to us and today my students at school said, "If Mr. Mayor can't do it, nobody can". So they asked me to come ask Mr. Mayor for a west side soccer team.

James DeLuca, President of Student Council at Central High School, was recognized and stated:

Back in June when I was elected, one of my props on my platform was to clean up Central High School. As you all know, it has been estimated that \$4.5 million is needed to clean up Central High School. In our efforts to make the school a better place to learn, we raised \$4,000. during the week called Central Self-Service Week. During the month of November we made a presentation to the School Board asking for that \$4,000. to either be matched or for some allocation of funds. We were told that we had their moral support but not their monetary support. We were requested to come to this meeting, and now I ask Mayor Shaw, who promised us at that meeting, is there any possibility that our terms, our proposal will be met?

Mayor Shaw advised he was not sure of the \$4,000. match, but there is, in the CIP Budget some money put aside.

Mr. Hoben advised that in 1985 school repairs, and it is not identified for Central but for school repairs generally, a reconstruction of schools, \$3 million in 1985, another \$3 million in 1986, \$3.3 million in 1987, and \$1 million per year thereafter through 1989. So it is just under \$12 million.

Mayor Shaw advised that there is a Committee working on it, and their proposal is to spend a substantial sum of that money.

James DeLuca inquired where this money would come from, the taxpayers or some other category?

Mayor Shaw advised that it would come from the taxpayers and we would pay it back through bonds. We are hoping the State of New Hampshire will fund a percentage.

Mr. Hoben advised we are hopeful, although we have not budgeted, for 30% of it to be eligible for reimbursement through the State School Building Aid Program.

Mayor Shaw advised that 30% of that would be \$900,000. but what we are doing is not just maintenance, but some major modifications. We have allocated to borrow the money and then to pay it back over a certain period of time. His plan is a long range plan of \$11 million in school repairs. They have to take this under advisement, it does not mean it has passed or that they even like it.

James DeLuca suggested that maybe during February vacation a group of Mr. Houle's able men could come in and fix up six certain bathrooms that we have in Central High School. There are 52 bathrooms at Central, 25 which work, the other 27 are locked up, and of those 25, if you can get into those bathrooms and use them you are a lucky person. We have suggested that these six certain bathrooms in the school, two located by the cafeteria, two located by the gym facilities, and two located by locker rooms be fixed up in February. When you do sit down to vote, we ask that you take that proposal into hand. The students have already stepped forth expressing that they do care about Central High School. We have chosen to lead and we are taking the position which we are not responsible for, it should be our parents, it should be the elected officials.

Carol Habler, 494 Hall Street, was recognized and stated:

I am here with a few comments about the Senior Citizen Center on the east side. I would first like the people present here to take with a grain of salt Mrs. Hussey's comments that the current east side Senior Center is in a deplorable place. That, to me, is not true. It is a very presentable facility in the City of Manchester. Down the road for years and years, talk has been in Manchester to get a new Senior Center building. It is a wonderful idea, it is long overdue, and hopefully the funding for it will go through. However, we would like to see, not just \$400,000. appropriated for a building. The fear is quite certain that if the building is met, the Center will be considered self-supporting. That means the Senior Citizens of Manchester will pay for the administration, the programs and the staff. As Mr. Lemire said, the people who frequent the Center are people who are having a hard time making ends meet. If they are having a hard time providing for themselves, the idea that they could support a Center of that scope does not look very promising. I would not want to see a large step taken prematurely that would jeopardize what exists and would perhaps down the road, jeopardize all the elderly services provided by the City of Manchester taking them off mandated City support and put on a non-profit pay as you go basis. Because then all the services will be lost. We have a large senior population, and they deserve better than what they get in a lot of ways. They need at home services through Child and Family Services, they need a Senior Center, they need better access to Health Care and I would not want to see a building put up which would look very nice and maybe open for a year and see all those other support services go down the drain. It is a very dangerous situation and it can cost people health, welfare and happy pursuit of what should be the golden years of their lives. I would like the Aldermen who may be under some misinformation about the facilities that exist now and what is projected to be the future facilities and services to the elderly, to give that article serious thought and look beyond the building itself.

Mark G., representing West High Student Council, was recognized and stated:

West is not in quite as poor shape as Central yet we are still looking to improve our school. We are wondering if there is a specific meeting where the \$3.3 million is going to be allocated to the schools.

Mayor Shaw advised the Aldermen would take under advisement what has been presented by Mr. Hoben, and they will make a motion that it should be referred to Committee on Finance, the CIP Committee gets involved in this and then comes back a final recommendation. Anything brought forward tonight that is not part of Mr. Hoben's concepts of what our needs are, and if people have spoken about it, it will be taken under advisement and changes will be made if needed.

Mr. Hoben advised if the appropriation that is included here is approved as is, the normal course of events would be for the Lands and Buildings

Committee of the Board to work hopefully with the Special Building Committee, which includes the City's planning and construction professionals as well as people from the School Department, with the Public Building Services Department, identify some options for the Lands and Buildings Committee for them to consider and ultimately to bring it back before the full Board for their final approval before the expenditure is made.

Mayor Shaw advised that all the Committee's meet publicly and it is announced in the paper. You are welcome to attend and they would listen to your concerns. You would at least know what they are going to do. That is all of this is passed.

Emile Beaulieu, 65 Hubbard Street, was recognized and stated:

I would like to congratulate the Mayor and the Board for spending the funds and setting the funds aside for the renovations of the schools that has been long overdue. It is unfortunate that I couldn't find it in my administration but I would like to thank you all for doing that. Also I would like to keep in mind some of the Human Service Programs that have been funded partially by the City, Child and Family Services especially, the Homemaker Service that we started in the Welfare Program when I ran that Program, the Runaway Youth Project, Child and Health Services and Job Opportunities for the Handicapped. I noticed there is a request here, and just last year we spent a few dollars for the Girl's Club where they were having a difficult time, now they have joined the Boy's Club and requested funds. I am not saying that you should fund them, but keep a watchful eye on the program and that is something that has been beneficial to the community for years and years. I believe they have over 2000 members of girls and boys both, and at some point during the year they need help, I think it would be good to look at their program and see if you could help them out.

Mayor Shaw commented that both former Mayor Beaulieu and Stanton left the City in such good shape, that it made the job very easy and people should realize that it is the progress that you two Gentlemen made that has really made the difference.

Ruth Zachs, a volunteer with the Greater Manchester Child Care Association, was recognized and stated:

I serve as President of the Board of Directors. I have a lengthy statement which I will not read, but I just want to call your attention and again to thank the City, the Mayor and the CIP Program for their continued support of quality day care in the City of Manchester. Mayor Shaw very recently appointed a Study Committee to look at the issue of day care, the needs of families who are working, and also the special needs of protective families who need increased day care and, as Dr. Deitch mentioned earlier, transportation service. You have included in this years CIP proposal a modest increase for our program and we appreciate it, but we want you to know that there are many unmet child care needs for working families and low income families out there, and if one of the goals of the CIP Program is to increase its commitment to Human Service Programs which promote independence, I would certainly promote, and all of our Board members would promote, increasing services to quality child day care service in Manchester.

When all wishing to speak had been heard, on motion of Ald. Gimmas duly seconded by Ald. Crotty it was voted to refer the Resolution to the Committee on Finance to consider the testimony and report its recommendations to the Board of Mayor and Aldermen.

Mayor Shaw declared the Public Hearing adjourned.

A true record Attest.

City Clerk

State of New Hampshire
Hillsborough, SS

December 12, 1984

Personally appeared before me John Perley, a member of the Greater Manchester Development Corporation and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

December 13, 1984

Personally appeared before me Ralph Garst, a member of the Planning Board and subscribed to the oath of office as prescribed by law.

s/ Elynore K. Bartlett
Deputy City Clerk

State of New Hampshire
Hillsborough, SS

December 13, 1984

Personally appeared before me Joseph Czernicki, a member of the Greater Manchester Development Corporation and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough, SS

December 14, 1984

Personally appeared before me Matthew Jamrog, a member of the Cemetery Trustees and subscribed to the oath of office as prescribed by law.

s/ Noreen Golightly
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN

PUBLIC HEARING - 1985 BUDGET

December 11, 1984

7:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of allegiance, this function being led by Ald. Provencher.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Mayor Shaw advised that the purpose of the meeting was to conduct a public hearing on the proposed municipal budget as required under the provisions of RSA 44:10 and on the expenditure of General Revenue Sharing Funds from Entitlement 15 as well as funding the operating budget of the Environmental Protection Division from Sewer User Rental Charges, the Resolutions before the hearing being as follows:

"Raising Money and Making Appropriationss for the Year 1985"

"Appropriating the Sum of Four Hundred Thousand Dollars (\$400,000.) from the Parking Facilities Reserve Fund for the Year 1985"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlement Fifteen (15) and from Interest Earnings as offsets to the Fiscal 1985 Municipal Budget"

"Appropriating the Sum of Four Million Thirty Four Thousand Four Hundred Two Dollars (\$4,034,402.) from Sewer User Rental Charges to the Environmental Protection Division for the Year 1985, of which One Hundred Sixty Seven Thousand Eight Hundred Dollars (\$167,800) is subject to approval of the Board of Mayor and Aldermen by Resolution"

Mayor Shaw advised he already presented his Budget on October 3rd, and he had no further message about the budget except that he wants to make the following

modifications which will increase the amount of budget that he wishes to Aldermen to appropriate; that the original submission of the budget was \$86,270,367. and he would like to increase that by \$120,000., making the final budget that he wishes the Aldermen to approve and refer to Finance Committee \$86,393,067.; that he distributed a packet of the 1985 Expense Budget status as of December 11, 1984; that the original submission was October 3, 1984; that within Environmental Protection, the following changes wish to be made which have no effect on the City's Budget, \$50,000. would have to be put in Contingency Account under the Health Insurance to reexamine how much they really should have, \$10,036. should be added to that account, and the Encumbrance Account should be \$127,846; that these have no bearing on the budget, but corrections need to be made. Mayor Shaw advised he decided to raise the budget by \$120,000. because he has added \$40,000. to a special account to take care of adjustments called Productivity Incentives within the Non-Departmental Account which would be handled by the Personnel Committee of the Board to make adjustments where they deem it would be in the best interest of the City; that \$80,000. came to light that we would have to add because of the change in the Public Building Services, we feel that the School Department would not be able to transfer all of the money that it needed to fund this particular service, so we are asking the School Department to fund \$80,000. less than would be needed, and that we would have to increase our budget by \$80,000. more to do it; that a tremendous amount of work has been done on the payroll; that we have received some recommendations about the Airport Resolutions that would need to be introduced on how the Airport could be self-sufficient; that if these Resolutions were passed, the City would add \$240,000. to its General Fund; there would be two reductions in revenues, three all together since the budget was first proposed; that the first one was the \$80,000. in the Highway Department where their Commission did not approve a raising in the fees to put a cover over the dump; that in addition to that, \$87,500. had been placed in the budget as a Management Review recommendation for completion of a building, we have fees for when you start a building but we don't have fees for when you finish it; that my opinion is that I don't think we are going to pass that so it would be best that I reduce it ahead of time; that if it is passed by the Aldermen during the year it would be extra income that we would receive; that based on testimony before that Special CIP Committee, it indicated that the Aldermen might not approve a raising of the business fees so there was a reduction of \$37,000. in their revenues to offset to bring it back to what it was before these fees; that a number of businesses pay Sunday licenses, a tremendous number of businesses who are not open Sunday who do not pay a fee and many people question why we charge a fee for Sunday and not for during the week, so we had proposed a fee on all businesses, but from the testimony that I heard at the hearing, it didn't seem likely, so I reduced the revenues by that amount; that the \$240,000. increase in

the Airport General Revenue Funds offset by these reductions plus the other reductions mean a total revenue change of \$115,582; that I have asked for \$120,000. more in net expenses; that you have the form before you and I will be able to defend any of these changes within the final one; that this is truly the final budget, except for the changes that the Aldermen or the public wish to make and you wish to accept, I don't see how I can reduce the budget any more; that this is a realistic budget, the goals are achievable and the meeting is now open to the public; that each person wishing to speak is requested to step to a microphone, when recognized, and announce their name and address in a clear, loud voice for the record; that each person wishing to speak will be given only one opportunity to do so.

Dorothy Janos, 118 No. Adams Street, representing the Manchester Education Association, was recognized and inquired about the various amounts in the School Budget, Mayor Shaw explaining the various accounts.

Mayor Shaw advised they would check on the accounts she mentioned.

Bob Hoyer, 82 Alpine Street, was recognized and stated:

I am a former Highway Commissioner for the City of Manchester, and I am now an absentee landlord here, but I do have substantial real estate holdings in the City and I am very concerned about some suggestions I made concerning the Budget, although I did not have a chance to look at the Budget. I had some pet peeves when I was on the Highway Commission, I can't understand why the City of Manchester has so much snow equipment in the Cemetery Department, the Parks and Recreation Department, the Fire Department and half a dozen others, and then we hire contractors from outside the City of Manchester for snow removal. I never could get an answer, I can't understand why we have to go outside the City of Manchester where people register their vehicles in surrounding towns, use our sanitary landfill, use our sewerage disposal units, and our own employees are sitting home and our equipment is sitting in the barns on heavy snow removal nights when they should be in use by our own employees.

Mayor Shaw advised one reason is that we have separate reasons, but you have brought up a good point and it should be addressed.

Mr. Hoyer advised another pet peeve he has is the delay by the Board of Mayor and Aldermen, and he does have property throughout the United States, in improving our Millyard, we are way behind every substantial little town in New England. At one time Amoskeag Industries was the largest mill in the United States and we have a number of buildings down there that are vacant. We are suppose to be the largest City north of Boston and we are way behind times. I would like to have this Committee look into heavy, heavy investment into that Corporation.

Larry Robinson, 245 No. Main Street, was recognized and stated:

Where in the Budget is the funding that will assure the continuation of the accessibility for the buildings and services in the City of Manchester? I would like to thank you for assuring that City Hall has been made accessible for tonight's hearing.

Mayor Shaw advised that we have a Committee that is investigating that, that you are serving on to point out our needs, but Mr. Hoben might address this.

Mr. Hoben advised the City is in conformance with educational programs; that City Hall issues are not easily resolved because it is an historic building; that new facilities are designed and developed for accessibility including sidewalks; that the most recent appropriation to make city offices accessible is being addressed by a Committee.

Mr. Robinson inquired if that Committee came back with recommendations that there are areas that are not accessible, am I to understand that these recommendations will have to wait for the 1986 budget before they can be addressed.

Mayor Shaw advised that his not his understanding of how bonding or proposals come forward, and inquired of Mr. Acorace if somebody came back and said the City needed to do bonding of \$1 million, for example, to make the building accessible to the handicapped, would we be able to do that in 1985.

Mr. Acorace advised that bond issues are a viable vehicle anytime and does not require a public hearing, but 2/3 vote of Board of Mayor and Aldermen after due consideration of proper Committees.

Mayor Shaw advised it is presumed that if any money was to be spent in 1985 it would be more of a substantial nature than general maintenance. The conference I went to in Indianapolis, handicapped access was the main topic of the conference, and I bought all the material and tapes etc. to give to the Chairman of that Committee to be sure that the City is in compliance in every way possible. We always have an opportunity to loose our Revenue Sharing Fund so we shall comply.

Emile Beaulieu, 65 Hubbard Street, was recognized and stated:

The accessibility we are talking about, and I am sure you are concerned Mayor as the Aldermen are, that these people have a lot of input to accessibility throughout the community, with the small Committee I started about 1 1/2 years ago. I think these people would be beneficial to the Lands and Buildings Committee for advice. They are not out to change the City overnight, and we know with voter registration through Easter Seal, you were involved in that Mayor and I believe some Aldermen were, that is something you could ask these people to be helpful in helping the Lands and Building Committee work with the City and make a recommendation and I am sure they don't expect these things overnight, but I am sure they would like to see some advances made in the future. I would also like to comment on Weights and Measures, I hope the man receives his retirement, because the man has worked for the City for many years.

Mayor Shaw advised that his intent is to retire on that day, but thank you for bringing that forward, I must correct that.

Mayor Beaulieu advised the other area was the Welfare Budget and he though Mr. Bernier explained that in Contingency Funds you have x number of dollars for intermediate nursery care which is a mandated program by the State Government funded with a combination, and for the past years things have turned backwards where the City has to pick up additional costs and I would hope there would be money in Contingency.

Mayor Shaw advised there was positively \$100,000.

Mayor Beaulieu advised that food expenditures on provision in Welfare look like it is going down instead of stabilizing. I hope you don't have to use the Soup Kitchen too often. If you need the funds, I hope they are there.

Clem Lemire, Parks and Recreation Superintendent, was recognized and stated:

I would like to say a few words on what I call the guts of our budget which is the expense account. This is not going to address personnel or capital outlay. There is a need in the expense account to readjust the items. We have overspent within the last two or three years because of the increased facilities that we have had to maintain. We have had to borrow from Peter to pay Paul and I feel that the budget is going on the computer which I readily support and in another year we will know what we are talking about, but at this point the percentages of increase have been thrown to me, especially as late as this afternoon, and I still can't comprehend it. The point is that when we sent down our budget, our Commission voted that any extra responsibilities that we would take over we felt that we should send down a supplementary budget. We did, at that point, addressing the downtown park, New Gateway Park, Loeb Plaza, the new Stanton Plaza and in 1985 the new Veterans Memorial Park which was Merrimack Common. That portion of the budget request was \$36,000. We felt that should be a supplementary budget independent of our regular budget but I see that it has been put in our budget and it is going to be lost in the items just like past items have been lost in our budget. When Mr. Carignan retired, we agreed on a \$10,000. item for part-time people and contract manpower and we have already lost that. I feel that that portion of the budget should be specifically stated for downtown parks so we can keep good track of it and we will know if we are going over or under instead of just hitting in our budget as it is now. It is not that we keep on asking for the whole thing, we return over one-half million as part of revenues. As you heard tonight on two occasions where we have gone out and fight for private enterprise to assist us in some of the projects. The two that were mentioned at the CIP meeting tonight come out to nearly \$29,000. Over the past four years I have tried to cooperate with private enterprise to come in and assist us, building our own facilities and so forth to the tune that is over my annual salary, so I feel that I am working for the City for nothing as far as you can balance what the revenues are on certain leagues and organizations who have really come up in the last three or four years to assist the City in building facilities. That is not what I am addressing at this point, I am addressing the guts of our department and I am asking for a \$30,700. increase in that portion of the budget. This was only voted last Friday. I was chastised today for the idea of sending it at the last minute, but our Commission met Friday and they voted on that and that is the reason why I was only able to send it down on Monday. I would like the Aldermen to seriously consider that portion of our budget to bring it up to a point where we will know that each of the items in the expense items can be at the level we need for maintaining our facilities. In our regular budget it also addresses two new facilities. We haven't mentioned that Medford Street Park which is going to go on line in 1985 and also the addition to Stevens Pond Park. We are absorbing that as part of our budget so I would urge you people to reconsider and add to the budget \$30,700.

Jean Tsetsilas, 331 E. High Street, was recognized and commented that he felt we should charge the surrounding towns more for tuition.

When all wishing to speak had been heard, Mayor Shaw declared the public part of the hearing closed and inquired if the Aldermen have any questions.

Following brief discussion, on motion of Ald. Provencher duly seconded by Ald. McDonough it was voted to amend the budget to include the changes that were presented tonight.

On motion of Ald. Provencher duly seconded by Ald. McDonough, it was voted to refer the Resolutions back to the Committee on Finance for further consideration.

Brief discussion took place in which Mayor Shaw stated that based on what he presented, the tax rate will be \$82.47, if \$10 million more in assessed valuation comes in, the tax rate will be \$81.32, up \$0.29 over this year; that is my projection, but I do not set the rate, the State sets the rate.

Mayor Shaw recognized Jimmy King who spoke on the conditions of West High School.

On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to adjourn.

A true record. Attest.


City Clerk

State of New Hampshire
Hillsborough, SS

December 17, 1984

Personally appeared before me Roger Sundeen a member of the Greater Manchester Development Corporation and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

State of New Hampshire
Hillsborough SS

December 18, 1984

Personally appeared before me, Robert Jobin, a member of the Highway Commission, and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh,
City Clerk

State of New Hampshire
Hillsborough, SS

December 20, 1984

Personally appeared before me, Edward Barton, Selectman, Ward 1, and subscribed to the oath of Office as prescribed by law.

s/Noreen E. Golightly
Deputy City Clerk

BOARD OF MAYOR AND ALDERMEN
INFORMATIONAL MEETING

December 18, 1984

6:30 P.M.

Mayor Shaw called the informational meeting to order.

Mayor Shaw advised that the purpose of the meeting was to exchange information relative to relocation assistance payments for businesses in the Washington Street Development area. Purpose

Mayor Shaw advised that anyone wishing to speak must first step to the nearest microphone when recognized and recite his name and address in a clear, loud voice for the record; that each person will be given only one opportunity to speak and any questions must be directed to the Chair. Mayor Shaw

Dick Fall, RHF Distributors, 11 1/2 Elm Street advised that his rent is going up 3 1/2 times from what he is paying now, from \$3,600. per year to \$12,600. per year; that he has already spent \$3,000. up front for deposits and fixtures, and I am estimating that before I am finished it will cost me \$10,000. not including my rent increases; I estimate that I have lost close to \$25,000. to \$30,000. in sales since we were given our notice, because I have not been able to cover my accounts all over New England due to having to look for a new location for my business; that I was offered \$900. for my fixtures within my business; that after waiting seven weeks to get an estimate from a moving company, I have started to move myself; that I propose that each business should get \$5,000. per year for the last five years to a maximum of \$25,000.; the bigger businesses should receive 10% of their gross.

Corrinne Parker was recognized and stated that she has been in business on Elm Street for 27 years and she has to buy 6 - 8 months ahead of time and her spring merchandise was already in and she is selling it at 1/2 price and losing her shirt; that she has \$40,000. worth of fixtures and 61 day notice is not enough; if you had told her in September she would not be in this position.

Owner of Curly's Carpet Center was recognized and advised that his main store was on Bridge Street and his warehouse was in the Ferretti building, and he is getting relocated out of both buildings; that the MHA is only helping me move my warehouse, not my store; I am losing \$2,500. for the warehouse and a 1200 ft. showroom.

Dick Anagnost, Owner of Sheer Artistry at 1187 Elm St. and Eagle Fruit at 1171 Elm St., was recognized and stated according to Mr. McCann he was not a member of the project since I am located in Ferretti's building; I have been trying to renegotiate my lease with Ferretti on three separate occasions and I was told that my lease would depend directly upon what Washington Street Project outcome was; that we postponed until one month ago the meeting to renegotiate the lease; I feel that the \$600,000.00 low interest money that was offered to Joe Ferretti in order to renovate the Chandler Building brought us into the project, because I don't feel he would have been in a position to renovate the position to the

extent that he intends to do without this low interest money, therefore we would not have been displaced; I have found another location for both of my businesses, however presently, my hair salon depends 50% on walk-in clientele, and Eagle Fruit depends 75% on walk-in trade; that I have liquidated the majority of my investments and attempted to purchase a building; that I have invested approximately \$9,000. just to renovate for the store alone; that moving expenses on the store will be phenomenal due to the fact that certain equipment companies refuse to move us because in their opinion certain of our equipment is obsolete, although functionally in works very well, pushing me to renovate a new place with all new equipment; that I have been given 60 days in order to move two businesses and renovate a new property for two businesses which I could't do in six months even if I had the capital; that in the last year I approximated the amount of money in order to renovate the Chandler Building just for my two businesses at \$16,000, none of which I can take with me; that my employees are wondering whether they should seek other employment or if I can afford to pay them.

Roland Gamelin, Owner of Moreau's Hardware, 1127 Elm St, was recognized and advised that he presently pays \$1,000. per month for both buildings, and he is now looking at over \$8,000.00 a month at a new location and I request subsidy for rent; that some of the things that are not covered in the move are legal fees in negotiating a lease which is costing thousands, and extra things that have to go into a building, not to mention advertising to make people aware of our new location which cost \$5,000. - \$10,000.; that the money that I am borrowing is coming in at 13.5 - 15.5%; that I have already spent \$25,000. out of pocket for a new location.

During the comments being made, Mr. McCann explained that payments for fixtures are not part of the relocation payment but of the real estate transaction; that there is a relocation payment that involves the actual moving expense or for small businesses or a pyemtn in lieu of actual expenses based on a formula of income of the business over prior years in the range of \$2,500. - \$10,000. Grace Grogan advised that the eligibility criteria is whether or not the business suffers a substantial loss of existing patronage. Mr. McCann further advised that the City is not obligated legally to have any relocation payments as part of the project; that they have always recommended and the City has agreed that on a non-federal project they would pay the same relocation payments that they would pay if it were a federal project; that in following the federal uniform relocation act they do not provide a separate program for commercial displaces dealing with the changes in rent, the rationale being that a commercial tenant moving from one place to a higher rent can pass the cost along in its business; that with respect to a commercial tenant that has a lease in property that we acquire, if that lease is below market rate, they are entitled to compensation when we acquire that property because we are also acquiring an

interest in their lease, but that is not under relocation payments, they are entitled to that under the acquisition of the real estate portion.

When all wishing to speak had been heard, Mayor Shaw declared the meeting adjourned. Adjourned

A true record. Attest.

City Clerk

BOARD OF MAYOR AND ALDERMEN

December 18, 1984

7:30 P.M.

Mayor Shaw calls the meeting to order. Order

Mayor Shaw calls for the Pledge of Allegiance, this function being led by Ald. Cashin.

A moment of silent prayer was observed.

The Clerk called the roll. Present: Mayor Shaw, Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher. Roll Call

On motion of Ald. McDonough duly seconded by Ald. Burkush it was voted to suspend the rules to take up a motion at this time. Ald. McDonough Voted

Ald. McDonough moved that based on the testimony given tonight at the Informational Hearing, and the hardship suffered by those involved, that the same benefits be extended or forwarded to the affected areas north of Bridge Street as presently accorded south of Bridge Street and that the Development Agreement be amended hereto. Ald. Pepino duly seconded the motion. Ald. Burkush advised he would like to find out how much is involved before we vote on this. Ald. Carignan inquired where the money is coming from. Mayor Shaw suggested using the surplus money from bonded projects in the past, and inquired of Mr. Acorace if we could expand the area of that redevelopment and pay the people affected by this project. Mr. Acorace advised that on bond funds no longer needed, surplus funds can be transferred to similar and like projects for the same life expectancy with 2/3 vote of Board of Mayor and Aldermen by transfer resolution. Ald. McDonough inquired if those funds could be extended in the form of a loan to the people involved, at the same low interest rate that the others in the area would be receiving. Ald. Dwyer advised that before we do this, he would like to find out what the legal ramifications would be for future projects or projects that have gone on in the past. Ald. Carignan advised he has asked Attorney Craig that question, and he seems to think there is a possibility that we would have to go back to past projects. Ald. Cashin suggested that this be tabled to find out what the ramifications of this are going to be prior to voting on it, advising that he wants to know what the dollar amount is that we are talking about, where the funds are going to come Ald. McDonough motion

from, and what are the ramifications from this; that he would ask Manchester Housing Authority, John Hoben and the Mayor's Office to get together and work something out. Ald. Rinker commented that we should not forget the people who are within the original confines of the project on the south side of Bridge Street who I think make a good case for needing some help, because they get no help for advertising, no help with rent increases, and to anticipate that they would make that up within a short period of time is doubtful. Mayor Shaw suggested taking this from the table at the Board Meeting of January 15th, at which time the Mayor's Office, John Hoben, Housing Authority and City Solicitor will come back with the answers of whether this plan will work. On motion of Ald. McDonough duly seconded by Ald. Cashin it was voted to table for MHA, John Hoben, Mayor's Office and City Solicitor to look at and come back at the 15th Meeting with answers.

Motion to table

Voted

Suspend Rules On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to suspend the rules to permit addressing certain Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.

Voted

CONSENT ITEMS

Consent Items Mayor Shaw advised if the Aldermen desire to remove any of the following items from the Consent Agenda please so indicate; that if none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

Approved under Supervision of Department of Highways

Pole Petition New England Telephone petitions #921769 and 940780

Informational to be received and filed

Cm.fr.Ex.Cn. Georgopoulos Communication from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis.

Referral to Committees

BILLS ON SECOND READING

Cm.fr.Ald. Burkush Communication from Ald. Peter Burkush together with a proposed Ordinance relating to reinspections and imposing of fees.

Referral to the City Solicitor for review and recommendation

Cm.fr.P&R Communication from Parks and Recreation Department requesting the enactment of legislation that would forbid anyone from draining Pine Island Pond and any other body of water in the City.

Approve and authorize the Mayor to execute a Consent Agreement permitting the transfer of the original agreement

Cm.fr.Dept. Highways Communication from Department of Highways relative to Stebbins Sewer Agreement located along the Daniel Webster Highway at the Hooksett Town line together with a Consent Agreement which permits the transfer of the original agreement from Stebbins and Associates to a new owner of the property.

Designation of the Bus Transfer Facility within the Granite Street Development Project as John F. Moran Bus Transportation Facility

Cm.fr.City Clerk Communication from City Clerk advising that Charles R. Stanton has proposed that the Bus Transfer Facility within the Granite Street Development Project be named in honor of the late John F. Moran.

Request for abatement

Cm.fr.Dept. Highways Communication from Department of Highways requesting an abatement on Sewer Charges of \$5.00 for Bickfords Family Fare Inc. at 1050 Second Street.

ConsentAgenda Approved On motion of Ald. Crotty duly seconded by Ald. Rinker it was voted to approve the Consent Agenda.

Communication was presented from Patricia Goley together with a revised proposed amendment to the Zoning Ordinance. Ald. Dwyer moved that this be denied, advising that we are in the process of looking into the Zoning Ordinances. The motion was duly seconded by Ald. Rinker and it was so voted.

Cm.fr.Patricia
Goley

Denied

Communication was presented from Manchester Housing Authority enclosing a report setting forth the estimated amount of funds for various projects to be requested by the MHA. Ald. Pepino advised they are requesting \$120,000. to repair and repave streets at Elmwood Gardens for 1985, and in Ward 4 the sidewalks between Bridge and Hanover on Highland Street were all torn up and never completed, and here we are scheduling more sidewalks. Ald. Rinker inquired if the funds relative to the Washington Street Project would be effected if we decided to compensate those people being effected by the move, Mayor Shaw advising it would, however this is just being referred to the Finance Director for informational purposes only. On motion of Ald. Pepino duly seconded by Ald. Rinker it was voted to refer the Communication to the Finance Officer.

Cm.fr.MHA

Ref.to Finance
Officer

FINANCE MATTERS

Requests for Budget Adjustment:

Aviation(2)	\$21,498.00
Board of Assessors	1,047.00
Building(2)	920.00
City Solicitor	50.00
Emergency Preparedness	35.00
Finance	500.00
Highway Department EPD	158,861.00
Housing Code	730.00
Industrial Council	375.00
Office of Youth Services	1,612.00
Parking Meter	140.56
Parking Violations	1,084.00
Parks and Recreation	24,582.00
Personnel	195.00
Planning	506.00
Police	31,975.00
Probation(2)	364.00
Public Building Services	12,978.00
Registrar of Voters	639.00
Traffic Department(2)	23,373.53
Welfare	149,592.00

Requests for
Budget
Adjustments

Ald. Provencher moved to grant the requests. The motion was duly seconded by Ald. Dwyer. Mr. Acorace advised he did not sign the request from Public Building Services as they are requesting transfer of money from Salary Account to Line Items Expenditures. On motion of Ald. Provencher duly seconded by Ald. Gimás it was voted to remove the request for Public Building Services from the original motion. On the original motion it was so voted, excluding Public Building Services.

Motion

Mr.Acorace

Motion amended
Voted

Voted

Communication was presented from Fire Department requesting an emergency appropriation of \$19,100.00 for extraneous repairs to Engine #7 which was involved in a fatal accident in September. Ald. Dwyer moved to grant the request. The motion was duly seconded by Ald. Crotty. Mr. Acorace referred to a report from the Finance Officer as to availability of funds, advising that the Department will finish in the red by approximately \$11,000.00, and he recommends that the total amount of \$30,200.00 be transferred from Revenue of

Cm.fr.Fire Dept.

Motion withdrawn	Prior Years to accommodate both of those problems. Ald. Dwyer withdrew his original motion, and Ald. Crotty withdrew his second to the motion. On motion
Motion	of Ald. Thibault duly seconded by Ald. Crotty it was voted to transfer \$30,200.00 from Revenue of Prior Years to the Fire Department, as recommended by
Voted	the Finance Officer.
Cm.fr.P&R	Communication was presented from Parks and Recreation Department requesting \$25,000. to remove a portion of Blueberry Hill (Gossler Park) which represents a hazard to neighborhood residents and police. Mr. Acorace referred to a report from the Finance Officer as to availability of funds, advising that they will have sufficient funds within their 1984 budget to accomplish this, and recommending funding of the project be within their 1984 budget. On motion of Ald. Thibault duly seconded by Ald. Burkush it was voted to the grant their requests, the \$25,000. to come from within their 1984 budget.
Granted	
Resolutions	Resolutions:
	"Authorizing the Finance Officer to make certain departmental transfers"
	"Approving certain charitable contributions made by the Board of Mayor and Aldermen during the Christmas Season"
	"Making a temporary loan of Fifty-five Million Six Hundred Thousand Dollars (\$55,600,000.) in anticipation of the taxes of the year 1985"
ByTitleOnly	On motion of Ald. Osborne duly seconded by Ald. Crotty it was voted to read by title only. On motion of Ald. Dwyer duly seconded by Ald. Crotty it was voted that the Resolutions pass to be enrolled under suspension of the rules.
Passed to be Enrolled Under Suspension	
	<u>Budget Deliberations</u>
Cm.fr.School Dept.	The Clerk distributed communication from the School Department relative to their budget.
Mayor Shaw	Mayor Shaw distributed information reflecting some changes made by the Aldermen in the last budget, and recommendations of the Finance Department in regards to the Airport reducing the budget from \$86,390,367. to \$85,269,910.; that \$200,000. was removed from the CIP Budget and transferred to Airport; \$1,316. was subtracted from Public Building Services correcting an error in transferring funds from Municipal Facilities; a reduction of \$1,000. additional appropriation to Public Building Services for janitorial consolidation; an addition of \$550. for cleaning rugs at Library-Westside Center; an appropriation of \$13,328. to fund a six-month budget while awaiting legislative action to eliminate the position of Sealer of Weights and Measures; \$450. has been added to City Clerk - Elections for rentals; that \$135,691. has been added to Industrial Council Budget pending consolidation to GMDC; that these changes amount to a final recommendation of \$85,269,910.
Ald. Dwyer motion	Ald. Dwyer moved to increase the Police Department and Fire Department by 10 personnel each. Following lengthy discussion, the motion was duly seconded by Ald. Crotty. On a roll call vote, Ald. Rinker, Carignan, Pepino, Cashin, Thibault and Provencher voted nay; Ald. McDonough, Osborne, Gimas, Dwyer, Crotty and Burkush voted yea. The Clerk advised there were six yeas and six nays.
Denied	Mayor Shaw advised that the motion dies.

Ald. Pepino moved to cut all new positions in the 1985 budget except the Senior Financial Analyst for the Finance Department, the new Voting Technician and the new Information Systems Data Processor. There was no second to the motion.

Ald. Pepino

Ald. Pepino moved to cut \$5,000. allocated for drapes in the Fire Department budget. The motion was duly seconded by Ald. Gimas. Mr. Badolati advised that the venetian blinds must be replaced at the Central Fire Station, and the drapes are an energy savings measure. Following brief discussion, the motion was defeated, Ald. Carignan, Pepino and Gimas opposed.

Ald. Pepino
Motion

Defeated

Ald. Crotty raised question as to the Centralized Garage, Mayor Shaw advising that the concept of fixing up the Highway Garage was in the CIP Budget, but there was not a Centralized Garage in the budget.

Ald. Crotty

Mayor Shaw called a recess for the Committee on Finance and Enrollment to meet.

Recess

Mayor Shaw called the meeting back to order.

Order

A Report of the Committee on Enrollment was presented wherein they respectfully recommend, after due and careful consideration, that Ordinances

Rep.Cm.Enrollment

"Amending Article IV, Section 4.03, of the Zoning Ordinance of the City of Manchester by adding a new item (76) Accessory Child Care Facilities"

"Amending the Code of Ordinances by inserting new Chapter 23 1/2 Surplus City Property"

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Sections 18-24 and 18-25 of the Ordinances of the City of Manchester"

are properly enrolled. On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendations adopted.

Acc. Rec. Adopted.

A Report of the Committee on Finance was presented wherein they respectfully recommend, after due and careful consideration, that Resolutions

Rep. Cm. Finance

"Raising Money and Making Appropriations for the year 1985, as amended"

"Amending the Environmental Protection Division Budget for 1985 so as to appropriate the sum of Four Million Seventy-One Thousand Nine Hundred Seventy-Four (\$4,071,974.) from Sewer User Rental charges to the Environmental Protection Division for the Year 1985 of which One Hundred Seventy Seven Thousand Eight Hundred Forty-Six Dollars (\$177,846.) is restricted for certain employee benefit expenses subject to the approval of the Finance Officer and Fifty Thousand Dollars (\$50,000.) in Contingency Account subject to approval of the Board of Mayor and Aldermen by Resolution"

"Amending a Resolution 'Raising Money and Making Appropriations for the Year 1985' so as to appropriate to the Manchester Airport Authority the sum of One Million One Hundred Fifty-Nine Thousand Seven Hundred Three (\$1,159,703.) from 'Special Airport Revenue' funds of which Forty-one Thousand Six Hundred Eight (\$41,608.) is restricted for the payment of certain benefits and insurance expenses subject to the approval of the Finance Officer"

"Authorizing Two Million Dollars (\$2,000,000.) of Federal Revenue Sharing Funds from Entitlement Fifteen (15) and from Interest Earnings as offsets to the Fiscal 1985 Municipal Budget"

"Appropriating the Sum of Four Hundred Thousand Dollars (\$400,000.) from the Parking Facilities Reserve Fund for the year 1985"

"Approving the Community Improvement Program for 1985 and Raising and Appropriating Monies Therefor, as amended"

ought to pass. On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted that the Report of the Committee be accepted and its recommendations adopted, Ald. Cashin opposed to Resolution "Raising Money and Making Appropriations for the year 1985, as amended".

Ordinances

Ordinances:

"Amending Article IV, Section 4.03, of the Zoning Ordinance of the City of Manchester by adding a new item (76) Accessory Child Care Facilities"

"Amending the Code of Ordinances by inserting new Chapter 23 1/2 Surplus City Property"

"Amending Sections 18-24, 18-25 and 18-26 of the Ordinances of the City of Manchester"

"Amending Sections 18-24 and 18-25 of the Ordinances of the City of Manchester"

ByTitleOnly

On motion of Ald. Thibault duly seconded by Ald. Osborne it was voted to read by title only. These Ordinances having had their third and final reading by title only, on motion of Ald. Thibault duly seconded by Ald. Carignan it was voted on passing same to be ordained.

Passed to be Ordained

Election of Highway Comm.

Election of Highway Commissioner, Chris Spirou term expiring January, 1985. The nominees being:

Chris Spirou Nick Vergas Gary Wallin

Cm.fr.Nick Vergas

The Clerk advised that Ald. Osborne had received communication from Nicholas D. Vergas withdrawing his name.

Roll Call

On a roll call vote, Ald. Carignan, McDonough, Osborne, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher voted for Chris Spirou; Ald. Rinker, Pepino and Gimaz voted for Garry Wallin. The Clerk advised that Chris Spirou had received 9 votes and Gary Wallin had received 3 votes.

Chris Spirou Elected

Mayor Shaw declared Chris Spirou the winner of the election.

Cm.fr.J.Acorace

Communication was presented from Joseph Acorace, Finance Director, relative to raising the parking rates in the Merrimack Common Parking Lot, advising that the Traffic Committee recommends that pricing schedule

1 hour	20¢	6 hours	1.40
2 hours	40¢	7 hours	1.70
3 hours	60¢	8 hours	2.00
4 hours	80¢	Maximum all day parking - 2.00	
5 hours	1.10		

be adopted. On motion of Ald. Burkush duly seconded by Ald. Thibault it was voted to approve the recommendation of the Traffic Committee as presented.

Approved

Rep.Cm.Bo2R

A Report of the Committee on Bills on Second Reading was presented wherein they respectfully recommends, after due and careful consideration, that an Ordinance

"Amending the Zoning Ordinance of the City of Manchester by revising the allowable use categories in the Millyard Industrial (I-4) Zoning District and related changes to those use categories in other Zoning Districts"

ought to pass. On motion of Ald. Rinker duly seconded by Ald. Thibault it was voted that the Report of the Committee be accepted and its recommendation adopted.

AccRecAdopted

Rep.Cm. Administration

A Report of the Committee on Administration, to whom was referred Mayor Shaw's request for approval to proceed with selection of Legislative Counsel

representing the City at the 1985 Session of the Legislature, advises it has proceeded in accordance with Section 20-1/2-10 of the Procurement Code and considered comments and opinions of members of the Manchester Delegation and respectfully recommends, after due and careful consideration, that

1. The law firm of Raiche & Clark be retained to serve the City as Legislative Counsel at the 1985 Session of the Legislature, payment for such services to be \$20,000. lump sum
2. That the Mayor be authorized to execute, for and on behalf of the City, such documents prepared by the City Solicitor's Office as may be necessary to consummate an agreement between the City and Raiche & Clark for their services.

Ald. Dwyer moved that the Report of the Committee be accepted and its recommendations adopted. The motion was duly seconded by Ald. Rinker. Ald. Rinker moved to amend the report to spread the payments out monthly for six months. The motion was duly seconded by Ald. Carignan. Ald. Cashin inquired where the money would be coming from, Mayor Shaw advising the Efficiency Account. Lengthy discussion took place in which several Aldermen presented the pros and cons of hiring a lobbyist. The motion to amend the report to pay in monthly payments was denied. Following further discussion, Ald. Cashin moved to the question. On a roll call vote to accept the Report of the Committee, Ald. Rinker, Carignan and Dwyer voted yea; Ald. McDonough, Pepino, Gimas, Crotty, Burkush, Cashin, Thibault and Provencher voted nay; Ald. Osborne abstained. The Clerk advised there were 3 yeas, 8 nays, 1 abstain and the motion fails. On motion of Ald. Provencher duly seconded by Ald. McDonough it was voted that the Governor and Counsel set up a Special Election to fill the vacancy in the Legislature created by the resignation in Ward 12 as soon as possible. There being no further business to come before the Board, on motion of Ald. McDonough duly seconded by Ald. Gimas it was voted to adjourn.

A true record. Attest.

Motion

Motion to amend

Denied

Move to question

Denied

Ald. Provencher

Voted

Adjourned



State of New Hampshire
Hillsborough, SS

December 20, 1984

Personally appeared before me John Lydon, Chief of the Fire Department and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh
City Clerk

SPECIAL MEETING - BOARD OF MAYOR AND ALDERMEN

December 26, 1984

6:30 P.M.

Mayor Shaw called the meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Crotty.

A moment of silent prayer was observed.

The Clerk called the Roll.

Present: Ald. Rinker, Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher.

Following review and discussion, on motion of Ald. Provencher duly seconded by Ald. Thibault, it was voted to approve requests for Budget Adjustments, as follows:

Cemetery	\$ 690.00
Health	4,101.65
Highway	225,385.00
Information Systems	11,930.96
Library	1,787.77
Mayor	1,300.00
Planning	335.50
Public Buildings Services	3,250.00 (Revised)
Tax Collector	1,562.80

Budget Resolutions and a Resolution relative to the Fire Department were next subject for discussion, Mayor Shaw advising each Resolution would be acted on individually and the Operating Budget taken up last. On motion of Ald. Thibault duly seconded by Ald. Osborne, it was voted the Resolutions be read by title only.

Following its reading by title only, on motion of Ald. Provencher duly seconded by Ald. Osborne, it was voted that a Resolution

Resolution "Amending the Environmental Protection Division Budget for 1985 so as to appropriate the sum of Three Million Nine Hundred Forty-Four Thousand One Hundred Twenty-Eight Dollars (\$3,944,128.) from Sewer User rental charges to the Environmental Protection Division for the Year 1985 of which One Hundred Seventy Seven Thousand Eight Hundred Forty-Six Dollars (\$177,846.) is restricted for certain employee benefit expenses subject to the approval of the Finance Officer and Fifty Thousand Dollars in Contingency Account subject to approval of the Board of Mayor and Aldermen by Resolution"

Passed to be Enrolled be passed to be enrolled.

Following its reading by title only, on motion of Ald. Rinker duly seconded by Ald. Osborne, it was voted that a Resolution

Resolution "Amending a Resolution 'Raising Money and Making Appropriations for the Year 1985' so as to appropriate to the Manchester Airport Authority the sum of One Million, One Hundred Fifty-Nine Thousand, Seven Hundred Three Dollars (\$1,159,703.) from 'Special Airport Revenue' funds of which Forty-One Thousand Six Hundred Eight Dollars (\$41,608.) is restricted for the payment of certain benefits and insurance expenses subject to the approval of the Finance Officer."

Passed to be Enrolled be passed to be enrolled.

Following its reading by title only, on motion of Ald. Rinker duly seconded by Ald. Provencher, it was voted that a Resolution

Resolution "Appropriating the Sum of Four Hundred Thousand Dollars (\$400,000) from the Parking Facilities Reserve Fund for the Year 1985"

Passed to be Enrolled be passed to be enrolled.

Following its reading by title only, on motion of Ald. Provencher duly seconded by Ald. McDonough, it was voted that a Resolution

Resolution

"Authorizing Two Million Dollars (\$2,000,000) of Federal Revenue Sharing Funds from Entitlement Fifteen (15) and from interest Earnings as offsets to the Fiscal 1985 Municipal Budget."

be passed to be enrolled.

Passed to be Enrolled

Following its reading by title only, on motion of Ald. Osborne duly seconded by Ald. Provencher, it was voted that a Resolution

"Approving the Community Improvement Program for 1985 and Raising and Appropriating Monies Therefor"

Resolution

be passed to be enrolled.

Passed to be Enrolled

Following its reading by title only, on motion of Ald. Carignan duly seconded by Ald. Rinker, it was voted that a Resolution

Resolution

"Authorizing the Finance Officer to effect certain transfer from Revenue of Prior Years to Fire Department in Amount of \$30,200."

ought to pass.

OughtToPass

Next subject for discussion was the Operating Budget Resolution in the amount of \$85,269,910., Mayor Shaw recommending a further amendment to establish a new revenue position as recommended by Management Review and the Finance Officer as follows:

110 Regular Wages	\$ 18,940.00
211 Health Insurance	725.00
230 F.I.C.A.	1,335.00

A total of \$21,000. and increase estimates for invested funds in the same amount. Following brief discussion, on motion of Ald. Thibault duly seconded by Ald. Rinker, it was voted to add \$21,000. to the Operating Budget as recommended, the amended total now \$85,290,910.

Voted

Ald. Osborne, duly seconded by Ald. Rinker, moved that a Resolution

"Raising Money and Making Appropriations for the Year 1985, As Amended"

Resolution

which appropriates \$85,290,910. plus Hillsborough County Tax, be passed to be enrolled.

Passed to be Enrolled

In response to a question from Ald. Pepino, relative to the budget for Aldermen, Mayor Shaw advised he had increased quarterly expenses because of increased telephone and postage expense and increased travel because he really felt members of the Board should be attending some of the Conferences scheduled during the year.

Mayor Shaw

In response to a question from Ald. McDonough, Mayor Shaw advised the \$40,000. Productivity Incentives Account would be under the jurisdiction of the Personnel Committee and the \$150,000. Efficiency Program Account would operate through his Office with a Committee comprised of the Mayor, City Coordinator, Finance Officer, Information Systems Director and an Assistant Superintendent of Schools, and it has covered this year the purchase of computers, the payroll package, renovations at Tax Collector's Office, for example, and this year it is proposed to establish an Employee Suggestion Program, \$18,000. for Personnel for consolidation of custodians in Public Building Services, for example; that he

Motion

had no problem with bringing the Committee recommendations to the Board for approval if that is desired. Ald. McDonough moved that any expenditures from the Efficiency Account come before Finance for approval. The motion was duly seconded by Ald. Cashin. In response to a comment from Ald. McDonough, Mayor Shaw advised there were other areas in the budget he would like to see administered by the Board such as replacement of vehicles combined with all snow removal operations in one account. Ald. Pepino moved on Mayor Shaw's suggestion. The motion was not seconded. Following brief further discussion on Ald. McDonough's motion, it was so voted.

Voted

In response to a question from Ald. Pepino relative to the Central Business District appropriation, Mayor Shaw advised the owners are billed and the income reflected in Finance Department; that it is a wash account. Mr. O'Shaughnessy advised the 1984 bills are going out this week; that expenses cannot exceed the appropriation.

In response to a question from Ald. Dwyer relative to Office of Youth Services, Mayor Shaw advised that one position has been merged and any up-grading is up to Personnel Committee.

In response to a question from Ald. Pepino relative to Parking Meter Revenues, Mr. Acorace advised that all revenues had been allocated to the Parking Fund and departmental expenses will be billed to that Account.

Ald. Provencher

Ald. Provencher thanked the Mayor for up-dating the Budget Books and furnishing complete books to the Aldermen.

Ald. Dwyer

Ald. Dwyer moved to amend the Budget by \$223,249.29, of which \$182,724. would be salaries to add ten (10) men in Police Department, the balance being for fringe benefits. The motion was duly seconded by Ald. Crotty. Following considerable discussion, Ald. Thibault suggested the funds be added to Contingency Account until this can be explored further. Ald. Thibault moved to amend the motion to have the Board meet with the Police Commission and appropriate the necessary funds in a Non-Departmental Account. The motion was duly seconded by Ald. Pepino and the motion to amend was voted. On the motion as amended, it was so voted, Ald. Rinker opposed.

Motion to Amend

Voted
Motion as amended voted

Ald. Dwyer

Ald. Dwyer moved to increase the Budget by \$197,194.80 to add ten (10) men to the Fire Department, the funds to be placed in a Non-Departmental Account. The motion was duly seconded by Ald. Crotty. In response to a question from the Mayor, Mr. Acorace advised that all appropriations funded in the budget after it is adopted will be included in the tax rate and any funds not spent will go back to the Feneral Fund; that the Mayor or the Board can open the Budget next year for reconsideration which must be completed within ninety days of adopting this budget; that, as an alternative, a supplemental budget could be appropriated in the same way the regular budget is processed and would require a Public Hearing. Following discussion, Mayor Shaw called for the vote by Roll Call. On the roll call, Ald. McDonough, Dwyer, Crotty and Burkush voted in favor; Ald. Rinker,

Roll Call

Carignan, Pepino, Osborne, Gimas, Cashin, Thibault and Provencher voted against. The motion to increase the Fire Department complement by ten men and add \$197,194.80 to the Budget failed.

Failed

Ald. Osborne, duly seconded by Ald. Pepino, moved to reconsider the vote taken relative to adding ten men to the Police Department. Following discussion, Mayor Shaw called for the vote by roll Call. On the roll call, Ald. Rinker, Carignan, Pepino, Osborne, Thibault and Provencher voted in favor; Ald. McDonough, Gimas, Dwyer, Crotty, Burkush and Cashin voted against. The Clerk advised the vote was six in favor, six against, a tie vote. Mayor Shaw cast his vote in favor of reconsideration.

Ald. Osborne

Roll Call

Voted

Mayor Shaw advised the motion to amend the budget to add ten men to the Police Department is on the floor for discussion; that the Board could table and bring it back in 1985 since he could re-open the budget or it could be re-opened by vote of seven members of the Board. Ald. Thibault, duly seconded by Ald. Pepino moved the matter be tabled to the first meeting in February and it was so voted, Ald. Dwyer and Crotty opposed.

Mayor Shaw

Tabled

Ordinance:

Ordinance

"Amending the Zoning Ordinance of the City of Manchester by revising the allowable use categories in the Millyard Industrial (I-4) zoning district and related changes to those use categories in other zoning districts."

On motion of Ald. Thibault, duly seconded by Ald. Provencher, it was voted to read by title only. On motion of Ald. Rinker, duly seconded by Ald. Carignan, it was voted the Ordinance be passed to be enrolled.

ByTitleOnly

Passed to be Enrolled

On motion of Ald. Thibault, duly seconded by Ald. Carignan, it was voted to take from the table and receive and file a request for Budget Adjustment from Public Building Services in the amount of \$12,978.00, the Department having submitted a revised request which was approved.

Motion

Voted

The Clerk presented a new item of business required to close the books for the year, the Board having signified its consent, advising of the need to transfer \$50,000. from Environmental Protection Division Contingency Account by Resolution, \$15,000. for immediate land acquisitions for Black Brook Relocation Project CIP #7.40350 and \$35,000. to Line Item 02-652 Electricity; that a motion was in order to suspend the rules to address a Finance Committee item and to permit finalization of a Resolution without multiple readings. On motion of Ald. Provencher, duly seconded by Ald. Thibault, it was so voted. On motion of Ald. Thibault, duly seconded by Ald. Provencher, it was voted that a Resolution

City Clerk

Motion

Voted

"Authorizing a transfer of \$50,000. from Environmental Protection Division Contingency Account to its Operating Budget"

Resolution

be passed to be enrolled under suspension of the rules.

Passed to be Enrolled Under Suspension

Mayor Shaw advised that since next Tuesday is a Holiday, the first Regular Meeting will be held Thursday, January 3, 1985. On motion of Ald. Rinker, duly seconded by Ald. Thibault, it was voted to suspend the rules to permit the Board to meet at 6:30 P.M. on that date.

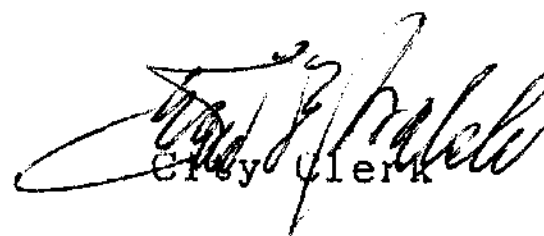
Mayor Shaw

Suspend Rules

Adjourned

There being no further business to come before the Board, on motion of Ald. Gimas, duly seconded by Ald. McDonough, it was voted to adjourn.

A true record. Attest.



City Clerk

State of New Hampshire
Hillsborough, SS

December 28, 1984

Personally appeared before me Raymond Wieczorek, a member of the MHA and subscribed to the oath of office as prescribed by law.

s/ Joan E. Walsh

BOARD OF MAYOR AND ALDERMEN

January 3, 1985

6:30 P.M.

Mayor Shaw called the Meeting to order.

Mayor Shaw called for the Pledge of Allegiance, this function being led by Ald. Burkush.

A moment of silent prayer was observed.

Roll Call

The Clerk called the roll. Present: Mayor Shaw, Ald. Carignan, McDonough, Pepino, Osborne, Gimas, Dwyer, Crotty, Burkush, Cashin, Thibault and Provencher. Absent: Ald. Rinker.

Suspend Rules

On motion of Ald. Provencher duly seconded by Ald. McDonough it was voted to suspend the rules to permit addressing certain Finance Committee items on the Board agenda rather than recess and to suspend the rules to permit finalization of Resolutions without multiple readings.

Voted

Consent Item

CONSENT ITEM

R&F

Informational received and filed

Cmfr.Ex.Cn.
Georgopoulos

Communication from Executive Councilor Louis Georgopoulos advising of items of interest on a state-wide basis.

FINANCE MATTERS

Personnel
Agenda
Accepted

On motion of Ald. Burkush duly seconded by Ald. Gimas it was voted to accept Personnel Agenda Meeting of December 18, all Aldermen having been furnished copies.

Cm.fr.Highway
Dept.

Communication was presented from Department of Highways requesting a pension for Charles Lawrence, 55 Harding Avenue, Manchester, age 66, after 35 years 8 months of continuous service, in the amount of \$186.60 per week effective January 7, 1985. On motion of Ald. Gimas duly seconded by Ald. Crotty it was voted to grant the pension as requested.

Granted

Cm.fr.Dr.
Brack

Communication was presented from Dr. Rita Brack, Finance Committee Chairman, Board of School Committee, advising that it was voted on December 10, 1984 that because of School Department budget complexities, the Board of Mayor and Aldermen are requested to give consideration to implementing a one-time 18 month budget effective January 1, 1986. Ald. Pepino moved that the communication be