



BOARD OF MAYOR AND ALDERMEN

July 11, 2023 at 7:00 PM

Aldermanic Chambers, City Hall (3rd Floor)

Mayor and All Aldermen

AGENDA

The Mayor calls the meeting to order.

The Clerk calls the roll.

PUBLIC COMMENT

1. Mayor Craig advises that the purpose of the public comment session is to give residents of Manchester the opportunity to address the Board. All people wishing to speak will have up to three minutes to do so and any comments must be directed to the chair. Any resident wishing to speak will come forward to the nearest microphone, clearly state their name and address when recognized and give their comments.

PRESENTATIONS

2. Axon Taser, Body Worn Camera, & Digital Evidence Management System presentation by the Manchester Police Department.

CONSENT AGENDA

Accept BMA Minutes

3. Minutes from the 6/6 BMA meeting.

Approve Under Supervision of the Department of Highways, subject to funding

4. 50/50 Sidewalk Petitions
Commercial:

- 708 Pine Street
- 764 Hall Street

Residential:

- 32 Eaton Street
- 37 Salmon Street
- 90 Villa Street
- 112 Gordon Street
- 119 Medford Street
- 212 Ray Street
- 238 Ray Street
- 319 Somerville Street
- 399 Oak Street
- 873 Belmont Street
- 1424 North Russell Street

Information to be Received and Filed

5. Communications from Xfinity regarding changes to service.
6. Communication from Marcia Sink, President & CEO of CASA thanking the Board of Mayor and Aldermen for their \$13,000 contribution in FY23.

REFERRALS TO COMMITTEES

COMMITTEE ON FINANCE

7. Resolutions:

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of Thirteen Thousand and Seventy-Seven Dollars and Fifty-Two Cents (\$13,077.52) for the FY2023 CIP 211723 Opioid Litigation Settlement Trust."

"Amending the FY2021 Community Improvement Program, authorizing and appropriating funds in the amount of Six Hundred Thousand Dollars (\$600,000) for the FY2021 CIP 213021 Epidemiology and Laboratory Capacity "Enhancing Detection" Fund."

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of Five Hundred and Twelve Thousand Dollars (\$512,000) for the FY2023 CIP 412023 Community Response Unit."

"Amending the FY2012 and FY2022 Community Improvement Program, authorizing, appropriating, and transferring funds in the amount of Fifty-Four Thousand Three Hundred and Forty-Eight Dollars and Forty-Five Cents (\$54,348.45) for the FY2012 CIP 510712 South Manchester Rail Trail."

"Amending the FY2012 Community Improvement Program, authorizing and appropriating funds in the amount of Two Hundred and Seventeen Thousand Three Hundred and Ninety-Three Dollars and Eighty Cents (\$217,393.80) for the FY2012 CIP 510712 South Manchester Rail Trail."

"Amending the FY2018 and FY2023 Community Improvement Program, authorizing, appropriating, and transferring funds in the amount of Two Hundred Thousand Dollars (\$200,000) for the FY2018 CIP 711218 Bridge Design - Amoskeag & Queen City."

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of One Million Five Hundred Thousand Dollars (\$1,500,000) for the FY2023 CIP 712623 Roadway Program - FY23 Excess Funds."

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of Fifty Thousand Dollars (\$50,000) for the FY2023 CIP 712723 Work and Learn Grant Program."

8. Bond Resolutions:

"Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Thousand Dollars (\$100,000) for the 2024 CIP 410324 Gear Replacement (Fire Department)."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Seven Hundred Fifty Thousand Dollars (\$750,000) for the 2024 CIP 510224 Sheehan-Basquil Park Phase IV (DPW-Parks, Rec. and Cemetery)."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2024 CIP 510324 Parks Deferred Maintenance (DPW-Parks, Rec. and Cemetery)."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2024 CIP 510424 Park Playground Replacement and Retrofitting (DPW-Parks, Rec. and Cemetery)."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2024 CIP 510524 FY24 School Deferred Maintenance (DPW-Parks, Rec. and Cemetery)."

"Authorizing Bonds, Notes or Lease Purchases in the amount of One Million Five Hundred Thousand Dollars (\$1,500,000) for the 2024 CIP 710124 FY24 Roadway Program (DPW-Highway)."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Three Million Three Hundred and Fifty Thousand Dollars (\$3,350,000) for the 2024 CIP 710224 MER Program (Fleet)."

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Million Dollars (\$1,000,000) for the 2024 CIP 710424 Transit Center (MTA).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Twenty Million Two Hundred and Fifty Thousand Dollars (\$20,250,000) for the 2024 CIP 710724 Christian Brook C-2 (DPW -EPD).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Million Three Hundred and Fifty Thousand Dollars (\$1,350,000) for the 2024 CIP 711224 JFK Roof Replacement (DPW-Facilities).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Six Hundred Thousand Dollars (\$600,000) for the 2024 CIP 711324 Municipal Deferred Maintenance (DPW-Facilities).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2024 CIP 711424 Central Fire Apparatus Bay Floor Repairs (DPW-Facilities).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Three Million Three Hundred Thousand Dollars (\$3,300,000) for the 2024 CIP 711524 FY24 Deferred Maintenance Program-Facilities (DPW-Facilities-Schools).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Million Dollars (\$1,000,000) for the 2024 CIP 711624 School Parking Lot Rehabilitation (DPW-Highway).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Million Five Hundred Thousand Dollars (\$1,500,000) for the 2024 CIP 711824 Raise Local Match (DPW-Highway).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Seven Hundred Fifty Thousand Dollars (\$750,000) for the 2024 CIP 711924 Sidewalk Rehab and Expansion (DPW- Highway).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Two Hundred Fifty Thousand Dollars (\$250,000) for the 2024 CIP 712024 Residential Sidewalk 50/50 (DPW-Highway).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Fifty Thousand Dollars (\$150,000) for the 2024 CIP 712124 SMRT-To Londonderry T/L (DPW-Highway).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Ten Thousand Dollars (\$310,000) for the 2024 CIP 712224 Bridge Fencing (DPW-Highway).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2024 CIP 712324 FY24 School Playground Replacement and Retrofitting (DPW-Parks, Rec. and Cemetery).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Two Hundred Thousand Dollars (\$200,000) for the 2024 CIP 712624 Commercial Sidewalk 50/50 (DPW-Highway).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Five Hundred Seventy Five Thousand Dollars (\$575,000) for the 2024 CIP 712724 Purchase of 5 Buses (MTA).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Seventy-Five Thousand Dollars (\$375,000) for the 2024 CIP 712924 JFK Arena Rehabilitation (DPW-Parks, Rec. and Cemetery).”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Two Hundred Fifty Thousand Dollars (\$250,000) for the 2024 CIP 810024 Election Infrastructure Improvement (City Clerk).”

REPORTS OF COMMITTEES

COMMITTEE ON BILLS ON SECOND READING

9. Recommending that the following Ordinance Amendment:

"Amending Chapter 32: Boards, Commissions, and Departments by adding a Lead Exposure Prevention Commission."

ought to pass and be referred to the Committee on Accounts, Enrollment & Revenue Administration.
(*Unanimous vote*)

COMMITTEE ON COMMUNITY IMPROVEMENT

10. Recommending that the summary of abatement requests submitted by the Chief Engineer be approved.
(*Unanimous vote*)

11. Recommending that the Amending Resolution and Budget Authorization providing for the acceptance and expenditure of funds in the amount of \$13,077.52 for FY2023 CIP 211723 Opioid Litigation Settlement Trust be approved.
(*Unanimous vote*)

12. Recommending that the Amending Resolution and Budget Authorization providing for the acceptance and expenditure of funds in the amount of \$217,393.80 for FY12 CIP 510712 South Manchester Rail Trail be approved.
(*Unanimous vote*)

13. Recommending that the Amending Resolution and Budget Authorization providing for the transfer and expenditure of funds in the amount of \$54,348.45 for FY12 CIP 510712 South Manchester Rail Trail be approved.
(Unanimous vote)
14. Recommending that the Amending Resolution and Budget Authorization providing for the transfer and expenditure of funds in the amount of \$200,000 for FY18 CIP 711218 Bridge Design - Amoskeag & Queen City be approved.
(Unanimous vote)
15. Recommending that the Amending Resolution and Budget Authorization providing for the acceptance and expenditure of funds in the amount of \$1,500,000 for FY23 CIP 712623 Roadway Program - FY23 Excess Funds be approved.
(Unanimous vote)
16. Recommending that the request from the Planning & Community Development Director for various CIP project extensions be approved.
(Unanimous vote)
17. Recommending that the request from the Solid Waste and Environmental Programs Manager for authorization to accept \$18,330 from the State of New Hampshire to conduct two Household Hazardous Waste Collection Events (to be held October 14, 2023 and May 11, 2024), and to execute any documents necessary to enter into a contract with the NH Department of Environmental Services for this purpose be approved.
(Unanimous vote)
18. Recommending that the petition to discontinue a portion of Goffs Falls Road be referred to a road hearing to be scheduled at a later date by the City Clerk.
(Unanimous vote)

COMMITTEE ON HUMAN RESOURCES/INSURANCE

19. Recommending that the request from the Human Resources Director for the following complement changes:
 - Add one newly created Human Resources Project Coordinator (grade 17), to be hired for a limited term and funded with Compensation Study project funding;
 - Adopt new classification for Human Resources Project Coordinator (grade 17)be approved.
(Unanimous vote)

20. Recommending that the request from the Deputy Public Works Director for the following complement changes:
- Eliminate one (1) vacant Traffic Maintenance Worker I (grade 12);
 - Eliminate one (1) vacant Laborer (grade 10);
 - Eliminate one (1) vacant Survey Instrument Person (grade 15);
 - Add two (2) Equipment Operator IV (grade 15);
 - Add one (1) Engineering Technician I (grade 16)
- be approved.
(Unanimous vote)
21. Recommending that the request from the Water Works Director to add the Power & Process Controls Manager to the list of exempt positions eligible for overtime pay be approved.
(Unanimous vote)
22. Recommending that the request from the Library Director for the following reclassification and complement changes:
- Eliminate the Office Assistant and Library Clerk I classifications, create and adopt the new job classification of Library Technician (grade 12), and reclassify all current Library employees in the positions of Library Clerk I and Office Assistant to such new classification;
 - Eliminate the Library Clerk II classification, adopt the revised class specification for Assistant Librarian, and reclassify all current Library Clerk II employees to Assistant Librarian (grade 14);
 - Add a full-time Librarian I (grade 16), reclassify the current Assistant Librarian to the Librarian I position, and retain the vacated Assistant Librarian position as an unfunded position
- be approved.
(Unanimous vote)

COMMITTEE ON PUBLIC SAFETY, HEALTH AND TRAFFIC

23. Recommending that the following traffic regulations be approved:
- NO PARKING ANYTIME**
On Island Pond Road, south side, from the dead-end to a point 190 feet westerly
Alderman Kantor
On Bartlett Street, west side, from Putnam Street to a point 75 feet north
Alderman Gamache
On Bridge Street, south side, from Belmont Street to a point 118 feet west
Alderman Fajardo
- STOP SIGN**
On Johnson Street at Gray Street, NE corner
Alderman Heath
- RESCIND NO PARKING ANYTIME**
On Mitchell Street, south side, from a point 100 feet east of Calef Road to a point 150 feet further east (ORD 10532)
Alderman Burkush

On Island Pond Road, south side, from the dead-end to a point 90 feet westerly (ORD9832)

Alderman Kantor

NO PARKING ANYTIME

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

On Manchester Street, north side, from a point 125 feet west of Union Street to Pine Street

Special Condition Traffic Ordinance

ONE HOUR PARKING

On Manchester Street, north side, from Union Street to a point 125 feet west

Special Condition Traffic Ordinance

RESCIND ONE HOUR PARKING

On Manchester Street, north side, from Union Street to a point 145 feet west of Union Street (ORD3281)

On Manchester Street, south side, from a point 282 feet east of Pine Street to Union Street (ORD9823)

Special Condition Traffic Ordinance

RESCIND NO PARKING ANYTIME

On Manchester Street, north side, from a point 290 feet west of Union Street to a point 100 feet west (ORD3282)

On Manchester Street, north side, from a point 294 feet west of Union Street to a point 96 feet westerly (ORD9847)

On Manchester Street, south side, from a point 175 feet west of Union Street to a point 75 feet west (ORD8487)

On Manchester Street, south side, from a point 210 feet east of Pine Street to a point 72 feet easterly (ORD9848)

Special Condition Traffic Ordinance

RESCIND NO PARKING HERE TO CORNER

On Manchester Street, south side, from Pine Street to a point 54 feet easterly (ORD9822)

On Manchester Street, north side, from Union Street to a point 33 feet westerly (ORD9821)

Special Condition Traffic Ordinance

RESCIND NO PARKING LOADING ZONE

On Manchester Street, north side, from a point 260 feet west of Union Street to a point 30 feet westerly (ORD7198)

On Manchester Street, north side, from a point 390 feet west of Union Street to a point 30 feet west (ORD3283)

Special Condition Traffic Ordinance

RESCIND NO PARKING LOADING ZONE, 8AM-5PM, MON-FRI

On Manchester Street, north side, from a point 390 feet west of Union Street to a point 22 feet westerly (ORD9829)

Special Condition Traffic Ordinance

(Note: Special condition regulations will become effective immediately and will remain in effect until official ordinance is passed during regular business of the Board of Mayor and Aldermen.)

(Unanimous vote)

24. Recommending that the Police Department make a presentation on body worn cameras to the Board of Mayor and Aldermen at its July 11, 2023 meeting.
(*Unanimous vote*)
25. Recommending that the request from Chaos and Kindness to use Arms Lot for their Skyshow event scheduled for August 26, 2023 (rain date August 27) with set-up on August 25 be approved contingent on a meeting with City staff and abutters.
(*Unanimous vote*)
26. Recommending that the request from City On A Hill to use Arms Lot from September 14 through September 17, 2023, for their Hope Over America event be approved.
(*Unanimous vote*)
27. Recommending that the request from Able-NH to use a portion of Arms Lot for their Disability Justice Festival scheduled for October 14, 2023 be approved.
(*Unanimous vote*)
28. Recommending that the request from Millennium Running to use a portion of Arms Lot as home base for their Trick or Trot 3K road race scheduled for October 28, 2023 be approved.
(*Unanimous vote*)

SPECIAL COMMITTEE ON SOLID WASTE ACTIVITIES

29. Recommending that the following Ordinance Amendment:

"Amending Chapter 91 Solid Waste & Littering of the Code of Ordinances of the City of Manchester by establishing eligibility requirements for collection, and modifying volume restrictions and various definitions."

be referred to the Committee on Bills on Second Reading for technical review.
(*Unanimous vote*)

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

REGULAR BUSINESS

30. Nominations:
Conservation Commission
Marissa Chase to succeed herself, term to expire August 1, 2026
John Moeling to succeed Craig St. Pierre, term to expire August 1, 2026
Susan Boucher to succeed Brenda Noiseux, term to expire August 1, 2024
Larissa Robinov to succeed herself, term to expire August 1, 2026
Fire Commission
Mark Mulcahy to succeed Jeff Nyhan, term to expire May 1, 2026

Heritage Commission

Jen Drociak to succeed herself, term to expire July 1, 2026

Housing Commission

Ashley Marcoux moving from an alternate to regular member to succeed Zach Palmer, term to expire January 1, 2025

Joede Brown as an alternate member to succeed Ashley Marcoux, term to expire January 1, 2025

Zoning Board

Max Latona as an alternate member, term to expire March 1, 2025

(Note: Pursuant to Rule 20 of the Board of Mayor and Aldermen, these nominations will layover to the next meeting of the Board.)

31. Communication from JoAnn Ferruolo, Assistant City Clerk, requesting the polling hours for the September 19, 2023 and November 7, 2023 municipal primary and general elections be set for 6:00 am to 7:00 pm.
Ladies and Gentlemen, what is your pleasure?
32. Report of the Committee on Public Safety, Health & Traffic recommending that the request from the Police Chief to purchase video camera trailers to be used at special events with funding in his budget be approved contingent upon submitting a draft policy to the Board of Mayor and Aldermen.
(Unanimous vote)
(Note: Draft video camera trailer policy is attached.)
Ladies and Gentlemen, what is your pleasure?
33. Proposed changes to 70.55 Residential Permit Parking, Zone #8 submitted by the Police Department.
If the Board so desires, a motion would be in order to refer the ordinance amendment to the Committee on Bills on Second Reading for technical review.
34. Communication from Jodie Nazaka, Economic Development Director, regarding the adoption of NH RSA 162-K Municipal Economic Development and Revitalization Districts.
If the Board so desires, a motion would be in order to refer the ordinance to a public hearing to be held on Tuesday, August 1 at 6:30 PM and to the Committee on Bills on Second Reading.

35. Charter Amendment Question:

“Shall the City of Manchester approve the charter amendment as summarized below?”

1. The Charter is amended throughout so that the “School Committee” is referred to as the “School Board,” a “School Committeeman” is referred to as a “School Board Member,” consistent with the State law.
2. The School Board shall elect from among its members a chairman to serve for a term of two years. In the event of a vacancy, the School Board shall appoint a replacement to serve for the remainder of the term.
3. The School Board shall have fiscal autonomy and be responsible for overseeing the administration of the School District’s budget. It shall have the authority to borrow money on behalf of the School District. The School Board shall be subject to the existing limitation on budget increase but shall have the authority to override that limitation with two-thirds super-majority of its membership.
4. Various provisions of the Charter are amended to provide that the School Board shall comply with the laws of the State of New Hampshire for the adoption and accounting of its annual budget and its capital budget and for the issuance of a debt instrument; to authorize the School Board to appoint an independent auditor, a clerk, and a treasurer.
5. Effective Date: Upon Passage

If you favor this proposal, vote YES; if you do not favor it, vote NO.

If the Board so desires, a motion would be in order to approve the final draft report of the recommended charter amendment and authorize the Clerk to start the review process with the State with the final vote of the BMA to take place at a later date.

36. Communication from Adrienne Beloin, Director of Homelessness Initiatives, requesting a contract extension with GateHouse until March 31, 2024, and recommending that an additional \$200,000 (\$100,000 from the Opioid Abatement Funds and \$100,000 from contingency) be made available for individuals to access Sunrise detox services.
Ladies and Gentlemen, what is your pleasure?
37. Report(s) of the Committee on Community Improvement, if available.
Ladies and Gentlemen, what is your pleasure?
38. A motion is in order to recess the meeting to allow the Committee on Finance to meet.
39. The Mayor calls the meeting back to order.

40. Report(s) of the Committee on Finance, if available.
Ladies and Gentlemen, what is your pleasure?
41. Report(s) of the Committee on Accounts, if available.
Ladies and Gentlemen, what is your pleasure?
42. Report(s) of the Committee on Lands & Buildings, if available.
Ladies and Gentlemen, what is your pleasure?
43. Report(s) of the Committee on Public Safety, Health & Traffic, if available.
Ladies and Gentlemen, what is your pleasure?
44. Report(s) of the Committee on Human Resources/Insurance, if available.
Ladies and Gentlemen, what is your pleasure?
45. Resolutions: **(A motion is in order to read by titles only.)**

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of Thirteen Thousand and Seventy-Seven Dollars and Fifty-Two Cents (\$13,077.52) for the FY2023 CIP 211723 Opioid Litigation Settlement Trust."

"Amending the FY2021 Community Improvement Program, authorizing and appropriating funds in the amount of Six Hundred Thousand Dollars (\$600,000) for the FY2021 CIP 213021 Epidemiology and Laboratory Capacity "Enhancing Detection" Fund."

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of Five Hundred and Twelve Thousand Dollars (\$512,000) for the FY2023 CIP 412023 Community Response Unit."

"Amending the FY2012 and FY2022 Community Improvement Program, authorizing, appropriating, and transferring funds in the amount of Fifty-Four Thousand Three Hundred and Forty-Eight Dollars and Forty-Five Cents (\$54,348.45) for the FY2012 CIP 510712 South Manchester Rail Trail."

"Amending the FY2012 Community Improvement Program, authorizing and appropriating funds in the amount of Two Hundred and Seventeen Thousand Three Hundred and Ninety-Three Dollars and Eighty Cents (\$217,393.80) for the FY2012 CIP 510712 South Manchester Rail Trail."

"Amending the FY2018 and FY2023 Community Improvement Program, authorizing, appropriating, and transferring funds in the amount of Two Hundred Thousand Dollars (\$200,000) for the FY2018 CIP 711218 Bridge Design - Amoskeag & Queen City."

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of One Million Five Hundred Thousand Dollars (\$1,500,000) for the FY2023 CIP 712623 Roadway Program - FY23 Excess Funds."

"Amending the FY2023 Community Improvement Program, authorizing and appropriating funds in the amount of Fifty Thousand Dollars (\$50,000) for the FY2023 CIP 712723 Work and Learn Grant Program."

If the Board so desires, a motion would be in order that the Resolutions ought to pass and be Enrolled.

46. Ordinances: (A motion is in order to read by titles only.)

"Amending Section 33.024, 33.025, & 33.026 (Human Resources Project Coordinator LT) of the Code of Ordinances of the City of Manchester."

"Amending Section 33.024, 33.025, & 33.026 (Human Resources Associate) of the Code of Ordinances of the City of Manchester."

"Amending Section 33.025 & 33.026 (Assistant Librarian) of the Code of Ordinances of the City of Manchester."

"Amending Section 33.024, 33.025, & 33.026 (Library Technician) of the Code of Ordinances of the City of Manchester."

"Amending Section 33.024, 33.025, & 33.026 (Election Administrator) of the Code of Ordinances of the City of Manchester."

If the Board so desires, a motion is in order to Ordain.

NEW BUSINESS

TABLED ITEM

(A motion would be in order to remove the item from the table.)

47. Discussion regarding amending the contract between the City and GateHouse Treatment to have GateHouse report directly to the Board of Mayor and Aldermen.

(Note: This issue was brought up by Alderman Kantor and tabled at the May 16th BMA meeting.)

ADJOURNMENT