

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, JANUARY 14, 2002

PORTSMOUTH, NH
TIME: 7:00PM

AGENDA

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **INVOCATION**
- IV. **PLEDGE OF ALLEGIANCE**

PRESENTATIONS

- 1. Recognition of George Hosker for 2001 Holiday Parade

V. **ACCEPTANCE OF MINUTES – DECEMBER 17, 2001 & JANUARY 7, 2002**

VI. **PUBLIC COMMENT SESSION**

VII. **PUBLIC HEARING**

- A. (1) TO OBTAIN VIEWS OF CITIZENS ON A GRANT APPLICATION PROPOSAL FROM THE CITY OF PORTSMOUTH TO THE NH COASTAL PROGRAM TO FUND IMPROVEMENTS ON PEIRCE ISLAND, (2) EXPLAIN THE AVAILABILITY OF NH COASTAL PROGRAM FUNDS, AND (3) EXPLAIN THE RANGE OF PROJECTS WHICH COULD BE UNDERTAKEN WITH NH COASTAL PROGRAM FUNDS

VIII. **CONSIDERATION OF RESOLUTIONS AND ORDINANCES**

- A. First reading of Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits, Sub-Section B – Speed Limit: 20MPH – Odiorne Point Road and Gosport Road
- B. First reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Sub-section A – Elm Court: on the westerly side of Elm Court
- C. First reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking, Sub-section A – Austin Street (Northerly side of Austin Street between Union Street and Madison Street) and Mirona Road (Both sides from Lafayette Road westerly a distance of 525 feet)
- D. First reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Sub-section B – No Parking – School Zones – Austin Street
- E. First reading of Ordinance amending Chapter 1 by the addition of a new Article XVI – Adoption of Fees by Budget Resolution
- F. First reading of Resolution Authorizing a Bond Issue of up to Seven Million Dollars (\$7,000,000) for the Construction of a New Public Library

IX. PRESENTATION AND CONSIDERATION OF WRITTEN COMMUNICATIONS AND PETITIONS

- A. Letter from Audrey Bierhans requesting any funds collected for the restoration of Stephen Chase's tombstone be placed in an account opened with the city
- B. Letter from Jeffrey Gabel, The Music Hall regarding an article in USA Today where Portsmouth is cited as one of our nation's 10 greatest small towns because of our exciting arts and culture
- C. Letter from Marjorie Hubbard, Greater Portsmouth Chamber of Commerce requesting permission to hang Portsmouth Harbour Trail flags at 26 key sites for the 2002 season
- D. Letter from Diane Pehrson-Fusco, American Lung Association requesting permission to hold the annual Clean Air Challenge Seacoast Bike Tour on May 18 & 19, 2002
- E. Letter from Vanessa Kortze, American Diabetes Association requesting permission to hold the annual Tour de Cure event on Sunday, May 5, 2002
- F. Letter from Douglas Knight, Pro Portsmouth, Inc. requesting permission to hold Children's Day 2002 on Sunday, May 5, 2002
- G. Letter from Douglas Knight, Pro Portsmouth, Inc requesting permission to hold Market Square Day 2002 on Saturday, June 8, 2002
- H. Sidewalk Obstruction License applications from the following businesses:
 - 1. Lucky 7 Gallery 1 A-frame sign (***Tabled from the December 17, 2001, Please refer to memorandum from Zoning Officer Page attached***)
 - 2. Zaatar Café
- I. Request from AT&T Broadband to Commence Renewal Process of Cable Franchise Agreement
- J. Letter from Attorney Bernard Pelech regarding rezoning of property located off of Lang Road

X. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS

A. CITY MANAGER

Items which require Action under other sections of the Agenda

- 1. Consideration of First Reading of Proposed Ordinance Amendment:
 - 1.1 First Reading of Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits, Sub-section B (***Action on this matter should take place under Section VIII of the Agenda***)

- 1.2 First Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking, Sub-section A (***Action on this matter should take place under Section VIII of the Agenda***)
- 1.3 First Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking, Sub-section A (***Action on this matter should take place under Section VIII of the Agenda***)
- 1.4 First Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking, Sub-section B (***Action on this matter should take place under Section VIII of the Agenda***)
- 1.5 First reading of Ordinance amending Chapter 1 by the addition of a new Article XVI – Adoption of Fees by Budget Resolution (***Action on this matter should take place under Section VIII of the Agenda***)
- 1.6 Proposed Resolution Authorizing a Bond Issue of up to Seven Million Dollars (\$7,000,000) for the Construction of a New Public Library (***Action on this matter should take place under Section VIII of the Agenda***)
2. Request from AT&T Broadband to Commence Renewal Process of Cable Franchise Agreement (***Action on this matter should take place under Section IX of the Agenda***)
3. Proposed Ordinance for First Reading Re: Chapter 7, Article II – Taxicabs (***Action on this matter should take place under Section X C.1. of the Agenda***)
4. Request for Rezoning of Tax Map 291, Lot 1-1 (***Action on this matter should take place under Section IX of the Agenda***)
5. Donation to the Coalition Legal Fund (***Action on this matter should take place under Section X B.1. of the Agenda***)

City Manager's Items Which Require Action

1. Request for Work Sessions Re: 1) Proposed Second Parking Garage, and 2) Market Square Day Request
2. Public Hearing Re: Request for Approval to Apply for a Coastal Zone Management Grant Application for Peirce Island
3. Request to Bring Back for First Reading an Agreement to City Ordinance 8.206(A) and 8.206(J) – Loitering and Boisterousness
4. Request to Approve a Proposed Policy Procedure in Naming of Private Streets
5. Request to use "Pheasant Lane" as a Name for a Private Street off Hoover Drive
6. Report Back Re: Ralph's Truck Sales – Request to Release Easement

7. Request for Conditional Acceptance of Wholey Way
8. Request for Conditional Acceptance of Odiorne Point Road (Tucker's Cove, Phase III)
9. Request to Bring Back for First Reading a Proposed Amendment to the Zoning Ordinance pertaining to Impact Fees
10. Rehabilitation of the 1895 Building
11. Request for Approval of Pole License Agreement
12. Requests Re: Moebus Terrace Paper Street

Informational Items

1. Replacement of City Hall Handicapped Accessible Lift
2. Trash Pick-Up on Monday, January 21, Martin Luther King, Jr. Day
3. Sand Locations for Residents' Use in the City
4. Annual Construction Permit/Revenue Report – 2001
5. Report Back from Planning Board Re: Light Pollution from Street Lights
6. Senate Bill #316 – Proposal to establish a Committee to study the Fiscal Relationship between the Pease Development Authority and the State and its Political Subdivisions

B. MAYOR SIRRELL

1. Donation to the Coalition Legal Fund
2. Appointments/Resignation
3. *Reports

C. COUNCILOR WHITEHOUSE

1. Consideration of First Reading of Ordinance amending Chapter 7, Article II – Taxicabs – Section 7.211 C, License Required

XI. MISCELLANEOUS/UNFINISHED BUSINESS

XII. ADJOURNMENT

*** INDICATES VERBAL REPORT**

INFORMATIONAL ITEMS

1. Letter from Anne Dewees regarding AT&T Broadband channel additions
2. Thank you letter from Arthur Parrott
3. Planning Board Minutes of October 18, 2001 meeting
4. Board of Adjustment Minutes of October 16, 2001, November 20, 2001 and November 27, 2001 meetings
5. Historic District Commission Minutes of December 5, 2001 meeting

NOTICE TO MEMBERS OF THE PUBLIC WHO ARE HEARING IMPAIRED: If you wish to attend City Council meetings and need assistance, please contact Human Resources Director Dianna Fogarty at 603-431-2006, extension 270 one week prior to the meeting.