

# CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS  
DATE: MONDAY, JULY 15, 2002

PORTSMOUTH, NH  
TIME 7:00PM

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6:00 P.M. – NON MEETING WITH COUNSEL RE: PERSONNEL MATTERS – CITY MANAGER’S EVALUATION AND FIRE CHIEF’S PROPOSED CONTRACT – (RSA 91-A:2,I(b-c))

## AGENDA

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

### PRESENTATIONS

- 1. Sherburne Civic Association Donations for Park Improvements
- 2. Revaluation Update – Lauren Elliott, City Assessor
- 3. Sandra Gavutis, C-10 Research and Education Foundation Director Re: Radiation Monitoring

### V. ACCEPTANCE OF MINUTES – JUNE 17, 2002

### VI. PUBLIC COMMENT SESSION

### VII. PUBLIC HEARINGS

- A. ORDINANCE AMENDING CHAPTER 7, ARTICLE III, SECTION 7.330, NO PARKING – PORTER STREET AND ARTICLE X, SECTION 7.1001, TOW ZONES – PORTER STREET
- B. ORDINANCE AMENDING CHAPTER 10, ARTICLE II, SECTION 10.202 AND ARTICLE III, SECTION 10.302(A) – REZONING OF PROPERTY LOCATED OFF LANG ROAD

### VIII. APPROVAL OF GRANTS & DONATIONS

- A. Request for Approval of Grant from the Bureau of Justice Assistance for the purchase of bulletproof vests for Portsmouth Police Officers
- B. Request for Acceptance of Grant from the NH Estuaries Project, Office of State Planning

### IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. First reading of Resolution Authorizing a Bond Issue of up to Three Million Nine Hundred Ninety Thousand Dollars (\$3,990,000) for City Improvements

- B. First reading of Resolution Authorizing Participation in the State Revolving Fund for costs related to the Phase III Sewerage Improvement Program. Participation shall not exceed Twenty-Two Million, Five Hundred Thousand Dollars (\$22,500,000)
- C. First reading of Amendments to Chapter 7 – Vehicles, Traffic Parking (Omnibus Parking Ordinance, April 20, 2001 through April 19, 2002)
  - 1. Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – State Street: northerly side from Middle Street 250 feet westerly
  - 2. Chapter 7, Article IVA – Bus Stops, Taxicab Stands & Horse Drawn Carriages – 7-A.402 Bus Stops Designated – Hanover Street and Section 7A-403 Parking Time Limits in Bus Stops C (2 hours)
  - 3. Chapter 7, Article IVA - Bus Stops, Taxicab Stands & Horse Drawn Carriages – 7-A.402 Bus Stops Designated – Market Street and Section 7A-403 Parking Time Limits in Bus Stops B (15 minutes)
  - 4. Chapter 7, Article III, Section 7.324 – Limited Parking – One Hour – by the deletion of Washington Street
- D. First reading of Ordinance amending Chapter 7, Article VII, Section 7.712 – Penalty – by the addition of Item A – The penalty for parking on a sidewalk in the Central Business District pursuant to Section 7.315 shall be \$25.00 per violation
- E. Second reading of Ordinance amending Chapter 7, Article III, Section 7.330, No Parking – Porter Street and Article X, Section 7.1001, Tow Zones – Porter Street
- F. Second reading of Ordinance amending Chapter 10, Article II, Section 10.202 and Article III, Section 10.302(A) – Rezoning of property located off Lang Road

**X. PRESENTATION AND CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS**

- A. Letter from Wendy Segit, Seacoast Mental Health Center, requesting permission to hold the 5<sup>th</sup> Annual Bridges 4 Friendship 10k Road Race on Saturday, October 19<sup>th</sup> at 10:00 a.m.
- B. Letter from Ann Graf, Friends of Odiorne Point State Park, requesting permission to hold the annual Pond Boat Regatta at the South Mill Pond on Sunday, August 18, 2002
- C. Letter from Pamela Ruo, American Diabetes Association, requesting permission to hold the annual America’s Walk for Diabetes on Saturday, September 21, 2002
- D. Letter from Walter Wakefield regarding synchronizing traffic lights
- E. Letter from Elizabeth Binnie and Joan Jones regarding Haven Park and the portion of Livermore “paper street”

- F. Letter from the Church of Jesus Christ of Latter Day Saints requesting permission to set up a booth and table at the corner of Market and Congress Streets next to the bus stop to distribute materials on July 19<sup>th</sup> and July 24<sup>th</sup>
- G. Request for Sidewalk Obstruction License from the following businesses:
  - 1. RiverRun Bookstore – 1 table and 1 A-frame sign
  - 2. Up In Smoke 2 – 1 A-frame sign
- H. Letter from Joseph Webster, National Multiple Sclerosis Society, requesting permission to hold the two-day Surf n' Turf NH MS 150 Cycling Tour on Saturday, August 10<sup>th</sup> and Sunday, August 11<sup>th</sup>
- I. Letter from Richard Bosa regarding State Wide Property Tax

## XI. 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 Resolution/Ordinance Amendments:
  - 1.1 First Reading of Proposed Resolution Authorizing a Bond Issue of up to Three Million Nine Hundred Ninety Thousand Dollars (\$3,990,000) for City Improvements (***Action on this matter should take place under Item IX of the Agenda***)
  - 1.2 First Reading of Proposed Resolution Authorizing Participation in the State Revolving Fund for costs related to the Phase 3 Sewerage Improvement Program. Participation shall not exceed Twenty-Two Million, Five Hundred Thousand Dollars (\$22,500,000) (***Action on this matter should take place under Item IX of the Agenda***)
  - 1.3 First Reading of Amendments to Chapter 7 – Vehicles, Traffic Parking (Omnibus Parking Ordinance, April 20, 2001 through April 19, 2002) (***Action on this matter should take place under Item IX of the Agenda***)
  - 1.4 First Reading of Proposed Amendment to Chapter 7, Article VII, Section 7.712 – Penalty (***Action on this matter should take place under Item IX of the Agenda***)
- 2. Public Hearing/Second Reading of Proposed Resolutions and Ordinance Amendments:
  - 2.1 Second Reading of Proposed Amendment to Chapter 7, Vehicles, Traffic & Parking (***Action on this matter should take place under Section IX of the Agenda***)

- 2.2 Second Reading of Proposed Amendment to Chapter 10, Article II, Section 10.202 and Article III, Section 10.302(A) Re: Rezoning of Property Located off Lang Road (***Action on this matter should take place under Section IX of the Agenda***)
3. Request to Set Up a Booth/Table on Corner of Market and Congress Streets on July 19 and 24 (***Action on this matter should take place under Section X.F. on the agenda***)

**City Manager's Items Which Require Action**

1. Action on Fire Chief's Contract

**Informational Items**

1. Update Re: South Street Reconstruction Public Meeting
2. Inspection Department's FY02 Report

**B. MAYOR SIRRELL**

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

**C. ASSISTANT MAYOR HANSON**

1. \*Report on City Manager's Evaluation
2. Traffic & Safety Committee Action Sheet and Minutes of the June 20, 2002 meeting

**D. COUNCILOR PANTELAKOS**

1. \*Request for work session regarding review of ordinance dealing with collection of non recyclable and recyclable materials (Refuse collection for residential and non residential areas)

**E. COUNCILOR WHITEHOUSE**

1. \*Charter Amendment requiring heads of Charter Departments be residents of the City of Portsmouth

**XII. MISCELLANEOUS/UNFINISHED BUSINESS**

### **XIII. ADJOURNMENT**

KELLI L. BARNABY  
CITY CLERK

(\*Indicates verbal report)

#### **INFORMATIONAL ITEMS**

1. Historic District Commission minutes of the May 1, 2002 meeting
2. Conservation Commission minutes of the May 8, 2002 meeting
3. Planning Board minutes of April 18, 2002, April 25, 2002, May 16, 2002 and May 30, 2002 meetings
4. Letter from David Price, NH DES Wetlands Bureau, regarding approval of Pease Development Authority-Barker Wharf Pile Replacement Project
5. Letter from Jane LaRoche regarding disputed bill with AT&T Broadband
6. Letter from Philip McLaughlin, Attorney General regarding perambulation of city lines

**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.