

CITY COUNCIL MEETING ACTION SHEET - AUGUST 5, 2002

To: John P. Bohenko, City Manager

From: B. Christopher Maxwell, Deputy City Clerk

Date: August 6, 2002

Ref: Actions taken by the City Council at the August 5, 2002 meeting

COUNCIL PRESENT: Mayor Sirrell, Assistant Mayor Hanson, Councilors Grasso, Lown, Hynes, Pantelakos, Whitehouse, Marconi, and St. Laurent

NON-MEETING: At 6:00 p.m. a non-meeting was held with Counsel.

1. ACCEPTANCE OF THE JULY 15TH CITY COUNCIL MEETING MINUTES: Moved to accept.

2. PUBLIC COMMENT SESSION: Robert Hassold - Pedestrian Pilot Program, Legh Burns - Pedestrian Pilot Program, Peter Bresciano - City Business, Martin Cameron - Route 33 Petition, Jim Melfi - Country Club Lane & Taxes, Bernie Pelech - Pesce Blue Café, Edward Lawrence – Revaluation, Lee Roberts - Livermore Street, Joachin Sand Bichler - Pesce Blue Café.

3. RESOLUTION AUTHORIZING A BOND ISSUE OF UP TO THREE MILLION NINE HUNDRED NINETY THOUSAND DOLLARS (\$3,990,000) FOR CITY IMPROVEMENTS: Held a public hearing. Moved to adopt the Resolution authorizing a bond issue of up to \$3,990,000 for the City improvements in accordance with the City's Capital Improvement Plan for the period FY2003-2008, which was adopted on April 1, 2002.

4. 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): Held a public hearing. Moved to adopt the Resolution authorizing participation not to exceed \$22,500,000 in the State Revolving Fund for costs related to Phase III Sewage Improvement Program.

5. AMENDMENTS TO CHAPTER 7 – VEHICLES, TRAFFIC PARKING, OMNIBUS PARKING ORDINANCE, APRIL 20, 2001 THROUGH APRIL 19, 2002:

- CHAPTER 7, ARTICLE III, SECTION 7.327 – LIMITED PARKING – TWO HOURS – STATE STREET: NORTHERLY SIDE FROM MIDDLE STREET 250 FEET WESTERLY
- 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)
- 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)
- CHAPTER 7, ARTICLE III, SECTION 7.324 – LIMITED PARKING – ONE HOUR – BY THE DELETION OF WASHINGTON STREET:

Held one public hearing for all four amendments. Moved to pass second reading and hold third and final reading at the August 19th City Council meeting.

6. 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: Held a public hearing. Moved to pass second reading and hold third and final reading at the August 19th City Council meeting.
7. SUSPEND RULES: Moved to suspend the rules and take up item XII. D. 1.
8. COUNTRY CLUB ROAD: Moved to authorize the City Manager to include in the FY04 Capital Budget an appropriation sufficient to reopen Country Club Road, in accordance with the recommended plan presented to the City Council at its work session held on June 10th. Further, that if funds are available in the 4th quarter of FY03, that the Manager bring back a recommendation to the City Council to reappropriate funds from contingency to complete the work to reopen Country Club Road.
9. REQUEST FOR APPROVAL OF GRANT AWARD in the amount of \$295,000 from the US Department of Justice, Office of Justice Programs, for continuation of the Internet Crimes Against Children Task Force: Moved to approve and accept the grant award to the Portsmouth Police Department.
10. REQUEST FOR APPROVAL OF GRANT AWARD in the amount of \$39,839 from the Office of the NH Attorney General for continued participation in the NH Drug Task Force: Moved to approve and accept the grant award to the Portsmouth Police Department.
11. REQUEST FOR APPROVAL OF GRANT AWARD in the amount of \$2,665.20 from the NH Highway Safety Agency for Portsmouth DWI Patrols: Moved to approve and accept the grant award to the Portsmouth Police Department.
12. REQUEST FOR APPROVAL OF GRANT AWARD in the amount of \$19,000 from the NH Highway Safety Agency for In-Cruiser Video Systems: Moved to approve and accept the grant award to the Portsmouth Police Department.
13. ACCEPTANCE OF DONATIONS FOR THE HONOR GUARD: Totaling \$300.00, \$50 from the Seacoast Trolley Company, \$50 from the Kiwanis Club of the Seacoast, \$100 from Regal Limousine, \$100 from JCM Management Company, Inc. Moved to approve and accept the donations to the Portsmouth Police Department for the Honor Guard.
14. COASTAL ZONE MANAGEMENT GRANT for Peirce Island East End Trails Project: Moved to authorize the City Manager to apply for, accept and expend a Coastal Zone Management Grant in the amount of \$100,000 from the NH Coastal Zone Management Program in support of the Peirce Island East End Trails Project.
15. ACCEPTANCE OF DONATION FROM LESLIE AND ANN DORR of the ship model “Spirit of America”: Moved to accept the generous donation of the “Spirit of America” ship model from Leslie and Ann Dorr with gratitude.
16. THIRD AND FINAL 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: Moved to pass the third and final reading.
17. THIRD AND FINAL 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: Moved to pass the third and final reading.

18. LETTER FROM PAUL SORLI, PORTSMOUTH GAS LIGHT CO., requesting consideration of a Pedestrian Pilot Program on Market Street whereas vehicular traffic from Bow Street to Market Square would be banned on Saturday evenings from 6:00 p.m. to 11:00 p.m.: Moved to refer to the City Manager for a report back.
19. LETTER FROM PETER HAMELIN, GREATER PORTSMOUTH CHAMBER OF COMMERCE, supporting the Pedestrian Pilot Program: Moved to accept and place on file.
20. LETTER FROM BARBARA MASSAR, PRO PORTSMOUTH, INC. requesting permission to hold the 2003 Winter Solstice Celebration beginning December 6th through December 21st: Moved to refer to the City Manager with power.
21. LETTER FROM ATTORNEY BERNIE PELECH REGARDING PESCE BLUE RESTAURANT requesting to place tables and chairs on city owned property and requesting permission to serve alcoholic beverages with the outdoor seating: Moved to refer to the City Manager for a report back at the next City Council meeting with a recommendation and actions.
22. PETITION FROM MARTIN CAMERON, Ocean Road and Maple Haven Neighborhood Association regarding Packard Development on Route 33: Moved to accept the petition and forward to the City Manager.
23. REQUEST FOR APPROVAL OF SIDEWALK OBSTRUCTION LICENSE – KAYA CO. – 1 A-FRAME SIGN: Moved to refer to the City Manager with power.
24. REQUEST TO ESTABLISH A WORK SESSION REGARDING SOLID WASTE ORDINANCE: Moved to table.
25. VICTIM/WITNESS ADVOCATE POSITION: Moved to approve the change in the salary for the Victim/Witness Advocate as listed.
26. REPORT BACK FROM PLANNING BOARD REGARDING LIVERMORE STREET: Moved to approve the request of Mr. and Mrs. Scagliotti to use a portion of a paper street right-of-way on Livermore Street subject to the conditions outlined by the Planning Board.
27. REQUEST OF NEW ENGLAND GLORY, LLC FOR A QUITCLAIM DEED FROM THE CITY: Moved to authorize the City Manager to execute an agreement between the City and New England Glory permitting the actions as recommended by the Planning Board.
28. REQUEST FOR APPROVAL OF POLLING HOURS FOR SEPTEMBER 10, 2002 STATE PRIMARY ELECTION: Moved to approve the polling hours for the State Primary Election on September 10th from 8:00 a.m. – 7:00 p.m.
29. REQUEST TO INSTALL MUNICIPAL TELECOMMUNICATIONS EQUIPMENT ON THE SPINNEY ROAD WATER TOWER: Moved to approve the installation of telecommunications equipment on the Spinney Road water tower.
30. APPOINTMENT CONSIDERATIONS: The following applicants will be voted on at the August 19th City Council Meeting: Ralph Fabrizio, Lisa Destefano, Chester Keefe II, Building Code Board of Appeals.

31. APPOINTMENTS: The following applicants were voted upon:

- Elaine Syracuse, Harry Clark - Recreation Board – appointed until April 1, 2005
- John Ricci – Planning Board – appointed until December 31, 2002
- Robert Ricci, Jeffrey Nawrocki – Building Code Board of Appeals – appointed until July 1, 2007
- Rockingham Planning Commission & Seacoast Metropolitan Planning Organization: Representatives Councilor Hynes, Planning Board Chair Smith, State Representative currently vacant, and Planning Director Holden; Alternates Traffic and Parking Engineer Burke, Public Works Director Parkinson, City Manager Bohenko, and Deputy Public Works Director Allen.

32. EXEMPTION FOR THE DISABLED: Moved to authorize the City Manager to work with the Assessor to determine a proposal for an exemption for the disabled.

33. ESTABLISHMENT OF BLUE RIBBON COMMITTEE ON CEMETERIES: Moved to appoint Audrey Bierhans as Chair and Ex-officio's Louise Tallman and Roger Syphers.

34. ADJOURNMENT: Moved to adjourn at 9:50 p.m.