

TO: JOHN P. BOHENKO, CITY MANAGER
FROM: KELLI L. BARNABY, CITY CLERK
RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON DECEMBER 2, 2002 COUNCIL CHAMBER, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE
PRESENT: MAYOR SIRRELL, ASSISTANT MAYOR HANSON, COUNCILORS GRASSO, LOWN, HYNES, PANTELAKOS, WHITEHOUSE, MARCONI AND ST. LAURENT

1. At 6:00 p.m., an Anticipated "Non-Meeting" with counsel was held regarding negotiations and personnel matters.
2. Acceptance of Minutes – November 18, 2002 – Voted to accept and approve the City Council minutes of the November 18, 2002 meeting.
3. Public Comment Session – There were seven speakers: George Hosker (Holiday Parade); Ned Raynolds (Public Forum on Green Building); Peter Bresciano (No Child Left Behind Program); Joshua Cyr (New Years Portsmouth); Edward Lawrence (The highest hike – revaluation); Jim Genimatas (Zero Balance Budget); and Rachel Hamilton (New Library).
4. Public Hearing – Ordinance amending Chapter 7, Article XII, Section 7.1200 – Parking for the Walking Disabled – Held a Public Hearing. Voted to pass second reading and hold third and final reading at the December 16, 2002 meeting.
5. Public Hearing - Ordinance amending Chapter 3, Article III, Section 3.111 – Garbage Receptacles and Chapter 8, Article I, Section 8.103 – Dumping Prohibited, and Chapter 3, Article II, Section 3.2 – Disposal of Non-Recyclable and Recyclable Materials and Chapter 14, Article I, Section 14.108 – Garbage and Rubbish Disposal be deleted in its entirety – Held a Public Hearing. Voted to pass second reading and hold third and final reading at the December 16th City Council meeting and amend the ordinance by the addition of the phrase, "and the implementation of any monetary penalties" after the words, "business district" in the adoption provision of the ordinance as presented. Voted to amend the ordinance by the deletion of corrugated cardboard from the definition of recyclables within Section 3.202, and delete #4 relative to corrugated cardboard from Section 3.203 B. Voted to pass main motion as further amended.

Voted to have a report back no later than the first meeting in June of 2003 on how the ordinance is working along with any recommended amendments further needed to the ordinance.

6. Acceptance of Grant from the Office of the Attorney General for protective equipment for officers under the Domestic Preparedness Equipment Program – Voted to approve and accept the grant award to the Portsmouth Police Department as listed.

7. Acceptance of Grant from the Fuller Foundation for the Explore Program – Voted to approve and accept the grant award to the Portsmouth Police Department as listed.
8. Acceptance of Donations for the Honor Guard Program – Voted to accept the donations to the Portsmouth Police Department Honor Guard Program.
9. Acceptance of Donation for National Night Out Program – Voted to accept the donation to the Portsmouth Police Department National Night Out Program.
10. First reading of Ordinance amending Chapter 7, Article III, Section 7.336 – One Way Street by the addition of Sheafe Street: in a westerly direction from Chapel Street to Penhallow Street – Voted to pass first reading and hold a Public Hearing and second reading at the December 16th City Council meeting.
11. First reading of Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits by the addition of Section C: 15 MPH – Market Street (between Deer and Daniel Street); Section D: 20 MPH – Madison Street; Section E: 25 MPH – Market Street (between the intersection at Nobles Island and Deer Street; and Section G: 35 MPH Market Street (except that portion between the Nobles Island intersection and Deer Street which shall be 25 mph, see Section E and between Deer Street and Daniel which shall be 15 mph, see Section C) – Voted to pass first reading and hold a Public Hearing and second reading at the December 16th City Council meeting.
12. First reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking by the addition of Aldrich Road: both sides from Sewall Road a distance of 150 feet easterly; Friend Street: easterly side of Friend Street; Marcy Street: easterly side of Marcy Street from New Castle Avenue to Holmes Court – Voted to pass first reading and hold a Public Hearing and second reading at the December 16th City Council meeting.
13. Third and final reading of Ordinance amending Chapter 6, Article XIII, Section 6.1308 – Prohibited Locations - Hawkers and Peddlers, deleting section 6.1318 – enforcement in its entirety and amend section 6.1316 – license suspension or revocation and hearing to hold a hearing after a vendor's license has been suspended or revoked from twenty-four (24) hours to seven (7) calendar days – Voted to pass third and final reading.
14. Letter from Martie Shea, The Seacoast Repertory Theatre, requesting permission to hold the annual Bow Street Artisan's Fair on Saturday, July 19 and Sunday, July 20, 2003 from 10:00 a.m. – 5:00 p.m. – Voted to refer to the City Manager with power.

15. Letter from Lou Gargiulo, Great North Property Management, Inc, requesting permission to install a convex mirror in the city's right-of-way – Voted to approve the request of Great North Property Management to place a convex mirror on Lower Daniel Street with the stipulation that an indemnification agreement be executed prior to the installation.
16. Letter from Peter Bresciano, Association of Portsmouth Taxpayers, requesting a zero increase for the FY 2003/2004 City Budget – Voted to accept and place the letter on file and forward a copy to the Joint Budget Committee.
17. Letter from Joshua Cyr, President, Board of Directors Pro Portsmouth, Inc. requesting permission to hold New Years Portsmouth – Voted to refer to the City Manager with power.
18. Request of Trustees of the Trust to Allow Total Return Method of Investing the Funds of the Josie F. Prescott Trust On a 6-3 roll call, voted to authorize the Trustees of Trust to petition the courts to modify the Josie F. Prescott Trust to allow the utilization of the total return method of investing the funds of the Trust. Assistant Mayor Hanson, Councilors Grasso, Lown, Hynes, Pantelakos and Mayor Sirrell voted in favor. Councilors Whitehouse, Marconi and St. Laurent voted opposed.
19. Appointments – Voted to appoint Danny Gerstein to the Blue Ribbon Committee on Dogs. Voted to appoint M. Judy Nerbonne to the Blue Ribbon Committee on Cemeteries.
20. Traffic & Safety Committee Action Sheet and Minutes of the November 21, 2002 meeting – Voted to approve and accept the Traffic & Safety Committee action sheet and minutes of the November 21, 2002 meeting.
21. Parking Committee Action Sheet and Minutes of the November 21, 2002 meeting – Voted to approve and accept the Parking Committee action sheet and minutes of the November 21, 2002 meeting.
22. Miscellaneous/Unfinished Business – Letter from Amnesty International regarding Human Rights Day – Voted to have a Proclamation prepared declaring December 10th as Human Rights Day. Councilor Marconi abstained from voting.
23. Adjournment – At 9:15 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, City Clerk