

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, DECEMBER 16, 2002

PORTSMOUTH, NH
TIME 7:00PM

6:30PM – ANTICIPATED “NON-MEETING” WITH COUNSEL RE: PERSONNEL MATTERS -
RSA 91-A:2, I(b-c)

AGENDA

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

PRESENTATION – MELANSON, HEATH & COMPANY, P.C. AUDITORS’ FINANCIAL REPORT FOR THE YEAR ENDING JUNE 30, 2002

- V. ACCEPTANCE OF MINUTES – DECEMBER 2, 2002

- VI. PUBLIC COMMENT SESSION

- VII. PUBLIC HEARING

- A. 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
- B. 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)
- C. 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

- VIII. APPROVAL OF GRANTS/DONATIONS

- A. Acceptance of Donation received by the Portsmouth Fire Department
- B. Acceptance of Donation for *Portsmouth Listens* Initiative

IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. Second 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
- B. Second 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)
- C. Second 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
- D. Third and final reading of Ordinance amending Chapter 7, Article XII, Section 7.1200 – Parking for the Walking Disabled
- E. Third and final reading of 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

X. PRESENTATION AND CONSIDERATION OF WRITTEN COMMUNICATIONS AND PETITIONS

- A. Letter from Paula Glynn requesting that future Holiday Parades be held in the afternoon
- B.1. Letter from Robin Najar, The Seacoast Land Trust requesting that the City dedicate the small pocket park on State Street in honor of Jay Smith by naming it “Jay’s Pocket Park”
- B.2. Letter from Jeffrey Gabel, The Music Hall supporting the dedication of the small pocket park on State Street in honor of Jay Smith by naming it “Jay’s Pocket Park”
- C. Letter from Audrey Bierhans, Blue Ribbon Cemetery Committee requesting the city open an account to deposit funds raised by the committee and that the Gravestones By Dusk be granted permission to conduct tours in the Point of Graves Cemetery

XI. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS

A. CITY MANAGER

Items which require Action under other sections of the Agenda

1. Public Hearing/Second Reading of Proposed Resolutions and Ordinance Amendments:
 - 1.1 Public Hearing/Second 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 (**Action on this matter should take place under Section IX of the Agenda**)
 - 1.2 Public Hearing/Second 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) (**Action on this matter should take place under Section IX of the Agenda**)
 - 1.3 Public Hearing/Second 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 (**Action on this matter should take place under Section IX of the Agenda**)
2. Third and Final Reading on Amendments to Ordinance:
 - 2.1 Third Reading of Amendments to Ordinance amending Chapter 7, Article XII, Section 7.1200 – Parking for the Walking Disabled (**Action on this matter should take place under Section IX of the Agenda**)
 - 2.2 Third Reading of Amendments to 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 (**Action on this matter should take place under Section IX of the Agenda**)

City Manager's Items Which Require Action

1. Request to Extend Lease of the Creek Athletic Club
2. Request to Extend Lease of Sons of Italy, Lodge #2303
3. Request from the Police Commission for Approval of Employment Agreement between the Police Commission and Police Chief Designee Michael J. Magnant
4. Proposed FY04 Budget Guidelines
5. Request to Seek Proposals for Lobbying Services for Submission to the City Council and Coalition Communities

Informational Items

1. Newsletter – The Coalition Communities, Winter 2002-2003
2. Memo to Saratoga Way Property Owners Re: Update on Saratoga Way Streetscape Improvements

B. MAYOR SIRRELL

1. Donations to the Coalition Legal Fund
2. Donation for the New Library Building Fund
3. Appointment
4. *Reports

XII. MISCELLANEOUS/UNFINISHED BUSINESS

XIII. ADJOURNMENT

KELLI L. BARNABY, CITY CLERK

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Attendance Records for various Boards & Commissions
2. Recreation Board minutes of the November 13, 2002 meeting
3. Letter from Peter Goodwin, Portsmouth Babe Ruth Baseball thanking the City of Portsmouth and its employees that provided services to Leary Field
4. Letter from Frances Murdock regarding AT&T Broadband practice of requesting social security numbers when filing a complaint
5. Response from Scott Flanders, Captain of The Salvation Army to a letter from Jane Shouse regarding the tag day held by the PHS Music Boosters

6. Letter from Bill Warren requesting that the City use funds from the Capital Improvement Fund to care for trees, shrubs and bushes in the City
7. Executive Council minutes of the December 4, 2002 meeting
8. Mayor's Blue Ribbon Committee on Youth minutes of the October 15, 2002 and November 19, 2002 meetings
9. Peirce Island Committee agenda for the January 9, 2003 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.