

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, MAY 3, 2004

PORTSMOUTH, NH
TIME 7:00 PM

6:00PM – NON-MEETING WITH COUNSEL – RSA 91-A:2, I(c)

AGENDA

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

PROCLAMATION

- 1. The Shaw Brothers 45th year in the entertainment business
- 2. National Police Week & Peace Officers' Memorial Day

V. ACCEPTANCE OF MINUTES – APRIL 12, 2004

VI. PUBLIC COMMENT SESSION

VII. PUBLIC HEARING

- A. ORDINANCE AMENDING CHAPTER 7, ARTICLE III, SECTION 7.330 – NO PARKING - HANCOCK STREET: NORTHERLY SIDE OF HANCOCK STREET FROM MARCY STREET A DISTANCE OF 115 FEET

VIII. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. First reading of Ordinance amending Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – Washington Street: northerly side between State Street and Court Street
- B. Second reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Hancock Street: northerly side of Hancock Street from Marcy Street a distance of 115 feet

IX. APPROVAL OF GRANTS AND DONATIONS

- A. Acceptance of Donation to City Cultural Commission (a/k/a Art-Speak) from Art's Rochester in the amount of \$500.00
- B. Acceptance of Community Development Block Grant from the U.S. Housing and Urban Development in the amount of \$789,000.00

- C. Acceptance of Donation from Robert & Nackey Scagliotti in the amount of \$1,000.00 for the Pleasant Street Cemetery

X. PRESENTATION AND CONSIDERATION OF WRITTEN COMMUNICATIONS AND PETITIONS

- A. Renewal Requests for Sidewalk Obstruction Licenses from the following businesses with no changes from last year:
- Starbucks Coffee – 4 tables and 8 chairs
 - The One Hundred Restaurant – 1 A-frame sign
 - Portsmouth Provisions – 1 A-frame sign
- B. Request for Sidewalk Obstruction License from Helen Marks, Spiritual Reading by Duchess, to place 1 A-frame sign in front of establishment
- C. Request for Sidewalk Obstruction License from Michelle Luzuaway, Saucygrace, to place 1 A-frame sign in front of establishment
- D. Request for Sidewalk Obstruction License from Angelica Guimond, Bliss by the Sea Salon, to place 1 A-frame sign in front of establishment
- E. Request for Sidewalk Obstruction License from Jay Friedlander, O'Naturals, to place 1 additional A-frame sign at second entrance to building (*Currently have a license for 1 A-frame sign at other entrance*)
- F. Letter from Larry Trager regarding policy for mobile food vendors
- G. Letter from Mario Giberti requesting to purchase city owned land on Barberry Lane
- H. Letter from Janice Mellian, Portsmouth Garden Club, requesting to be involved in planning the garden at the new library
- I. Letter from Carl Walton requesting the City Council participation in the Memorial Day Parade and Services on Monday, May 31, 2004
- J. Letter from John Donohue requesting upgrades to the basketball courts at the Lafayette Playground
- K. Letter from Robert and Mary Lou McElwain requesting that the City Council establish term limits for Boards and Commissions
- L. Letter from Anthony Coviello requesting that the City Council establish term limits for Boards and Commissions

- M. Letter from Police Chief Magnant requesting that the City Hall flag be flown at half-staff in recognition of Peace Officers Memorial Day on Saturday, May 15, 2004
- N. Letter from Attorney Malcolm McNeill regarding proposed rezoning of the Portsmouth Circle Business Center

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 Ordinance Amendments:
 - 1.1 First Reading of Amendment to Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours (**Action on this matter should take place under Section VIII of the Agenda**)
- 2. Public Hearing/Second Reading of Proposed Ordinance Amendments:
 - 2.1 Second Reading of Amendment to Chapter 7, Article III, Section 7.330 – No Parking (**Action on this matter should take place under Section VIII of the Agenda**)

City Manager's Items Which Require Action

- 1. Request for Approval of Pole License Agreements #63-404 and #63-405
- 2. Proposed Peirce Estate Recreational and Environmental Charitable Trust
- 3. Proposed License Agreement Re: Cianbro Corporation
- 4. Proposed Amendment to the 1995 Zoning Ordinance Requiring Nonresidential Uses in Ground Floor Areas within the Central Business A and B Districts
- 5. Request for Approval of Proposed Easements
 - Tyroch Realty – Easement
 - Ocean National Bank - Easement

Informational Items

- 1. Reminder – Household Hazardous Waste Collection Day – May 22nd
- 2. Reminder – Budget Work Sessions
- 3. Report Back: Request of Linda Harvey of Echo Hill Condominium Association
- 4. Report Back: Request for Construction of Sidewalks on Middle Road from the Route 1 Bypass Bridge to the Intersection of Peverly Hill Road

B. MAYOR SIRRELL

1. Appointments/Resignation from the Cemeteries Blue Ribbon Committee
2. Correspondence Policy
3. *Reports

C. ASSISTANT MAYOR HANSON

1. Traffic & Safety Committee Action Sheet and Minutes of the April 15, 2004 meeting
2. Parking Committee Action Sheet and Minutes of the April 15, 2004 meeting

XII. MISCELLANEOUS/UNFINISHED BUSINESS

XIII. ADJOURNMENT

**KELLI L. BARNABY
CITY CLERK**

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Planning Board minutes of the March 18, 2004 meeting
2. Site Review Technical Advisory Committee minutes of the March 30, 2004, & April 6, 2004 meeting
3. Board of Adjustment minutes of the December 16, 2003 meeting
4. Recreation Board minutes of the April 14, 2004 meeting
5. Letter from Keith Wilkinson regarding proposed increase of parking fees
6. Thank you letter from Peter Hamelin regarding the City Council support of the economic development partnership
7. Testimony of Mayor Sirrell before the Joint House Finance and Ways and Means Committee, April 26, 2004

NOTICE TO THE PUBLIC WHO ARE HEARING IMPAIRED: Please contact Dianna Fogarty at 603-431-2000 one-week prior to the meeting for assistance.