

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, MARCH 21, 2005

PORTSMOUTH, NH
TIME 7:00 PM

6:00 PM – ANTICIPATED “NON-MEETING” WITH COUNSEL RE: LITIGATION – RSA 91-A:2, I (c)

AGENDA

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

PRESENTATION

- 1. Wendell Purrington will sing the National Anthem
- 2. Woodwind Quartet, Director Eric Gagnon
- 3. Captain Mark Davis – USS Montpelier
- 4. Special letter to James Horrigan for his years of service on the Board of Adjustment

PROCLAMATIONS

- 1. Retired Police Detective Kevin Semprini in recognition of his years of service
- 2. Fire Captain Bernard Marvin, III in recognition of his courageous act and years of service
- 3. Community Development Week – March 28th – April 1st

INTRODUCTION OF STUDENTS PARTICIPATING IN STUDENT GOVERNMENT DAY, MARCH 30, 2005

BEN JANKOWSKI	MAYOR SIRRELL
KATIE HAMMER	ASSISTANT MAYOR GRASSO
MAIA SCHIERBERL	COUNCILOR FERRINI
ANNA GREENSLADE	COUNCILOR MARCHAND
LIZ FERRIS	COUNCILOR PANTELAKOS
AINSLEY BRAUN	COUNCILOR HYNES
JOHANNAH LANGLEY	COUNCILOR RAYNOLDS
AARON STANWOOD	COUNCILOR WHITEHOUSE
SCOTT WILSON	COUNCILOR ST. LAURENT
NORA HAPPNY	CITY MANAGER
SIMON MCCORMACK	CITY ATTORNEY
BRITT CONWAY	CITY CLERK

- V. ACCEPTANCE OF MINUTES – FEBRUARY 14, 2005 & MARCH 7, 2005
- VI. PUBLIC COMMENT SESSION

VII. PUBLIC HEARINGS

- A. CAPITAL IMPROVEMENT PLAN (CIP) FY2006-2011
- B. ORDINANCE AMENDING CHAPTER 10, ARTICLE VII – FLOOD PLAIN DEVELOPMENT – PROPOSED AMENDMENT TO THE CITY'S 1995 ZONING ORDINANCE REGARDING THE ADOPTION OF FLOOD INSURANCE STUDY AND RATE MAPS
- C. ORDINANCE AMENDING CHAPTER 7, ARTICLE III, SECTION 7.330 – NO PARKING – SUB-SECTION A – *CRESCENT WAY*: SOUTH SIDE FROM KEARSARGE WAY TO 40' WEST OF SARATOGA WAY, SOUTH SIDE FROM PROPOISE WAY TO END OF STREET, NORTH SIDE FROM KEARSARGE WAY TO 80' WEST OF PORPOISE WAY; AND *PREBLE WAY*: SOUTH SIDE FROM RANGER WAY TO KEARSARGE WAY, NORTH SIDE 20 FEET EAST OF RANGER WAY TO KEARSARGE WAY

VIII. APPROVAL OF GRANTS AND DONATIONS

- A. Acceptance of Donations to the New Library Building Fund
 - Helen Reid - \$25.00
 - Nancy Grossman - \$25.00
 - Rex Richards - \$25.00; \$25.00 and \$15.00
 - Cynthia B. Bufithis - \$25.00
 - Bess Mosley - \$50.00
 - Virginia Smist Beers & Martha Smist Rice - \$500.00

IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. First reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking sub-section A – Islington Street: southerly side from Essex Avenue to a point 180 feet westerly
- B. Second reading of Ordinance amending Chapter 10, Article VII – Flood Plain Development - Proposed Amendment to the City's 1995 Zoning Ordinance Regarding the Adoption of Flood Insurance Study and Rate Maps
- C. Second reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – sub-section A – *Crescent Way*: south side from Kearsarge Way to 40' west of Saratoga Way, south side from Propoise Way to end of street, north side from Kearsarge Way to 80' west of Porpoise Way; and *Preble Way*: south side from Ranger Way to Kearsarge Way, north side 20 feet east of Ranger Way to Kearsarge Way

X. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from Sara Curtin, American Foundation for Suicide Prevention, requesting permission to hold a walk on Saturday, September 24, 2005 from 10:00 a.m. – 3:00 p.m.
- B. Letter from Ralph and Linda DiBernardo regarding the proposed development of Islington Woods
- C. Renewal Requests for Sidewalk Obstruction Licenses from the following businesses with no changes from last year
- Attrezzi LLC – 1 A-frame sign
 - Bagel Works – 4 Tables, 12 chairs and 1 A-frame sign
 - Belle Peppers – 2 Tables and 4 chairs
 - Breaking New Grounds, Inc. – 15 Tables and 42 chairs
 - Café Kilim – 1 Bench
 - Ceres Bakery – 4 Benches
 - Chamber of Commerce – 1 A-frame sign
 - Colby's Breakfast & Lunch – 1 A-frame sign
 - Corks & Curds, LLC – 1 A-frame sign
 - Dos Amigos Burritos – 1 Bench
 - Geno's Coffee Shop – 1 A-frame sign
 - Helen Marks – 1 A-frame sign
 - Izzy's Frozen Yogurt – 1 Bench
 - Lucky 7 Gallery – 1 A-frame sign
 - Madd Matt's Ice Cream – 1 A-frame sign
 - Market Street Tub Shop – 1 A-frame sign
 - Molly Malones – 1 A-frame sign
 - Muddy River Smokehouse – 1 A-frame sign
 - Portsmouth Athenaeum – 1 A-frame sign
 - Portsmouth Brewery – 1 A-frame sign
 - Portsmouth Gas Light – 2 A-frame signs
 - Portsmouth Provisions – 1 A-frame sign
 - Prudential Rush Realty – 1 A-frame sign
 - RiverRun Bookstore – 1 Table and 1 A-frame sign
 - Rosa's Restaurant – 2 A-frame signs
 - Seacoast Hearing Center – 1 A-frame sign
 - Serendipity – 2 A-frame signs
 - Stonewall Kitchen – 1 A-frame sign
 - The Press Room – 1 A-frame sign
 - Water Monkey – 2 A-frame signs
- D. Request for Sidewalk Obstruction License from Leo Auger, Leo Auger Real Estate to place 1 A-frame sign in front of establishment

- E. Request for Sidewalk Obstruction License from Betty LaBranche Agency to place 1 A-frame sign in front of establishment
- F. Request for Sidewalk Obstruction License from Robert Hassold, Tugboat Alley to place 1 bench in front of establishment
- G. Letter from Kenneth La Valley, University of New Hampshire, requesting a \$500.00 sponsorship from the City of Portsmouth for Safety Training and Survival Workshop for the Portsmouth fishing community
- H. Letter from Susan Benedict, Friends of the South End, requesting permission to hold a Fairy House garden tour on September 24, 2005 and September 25, 2005 and the sale of Fairy House Book Series and DVD by Tracy Kane, local author
- I. Letter from Pam Kelley, Strawbery Banke, requesting permission to hold a Living History Event on May 21, 2005 and May 22, 2005 with firing of muskets and cannons, and a small camp and cooking fires on the Puddle Dock
- J. Letter from Jude Anthony Augusta, Lighthouse Kids, requesting permission to assemble and raise awareness to save the White Island Lighthouse on Friday, April 8, 2005 in front of the North Church

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 7.330 – No Parking sub-section A – Islington Street: southerly side from Essex Avenue to a point 180 feet westerly (**Action on this matter will take place under Section IX of the Agenda**)
- 2. Public Hearing/Second Reading of Proposed Ordinance Amendments:
 - 2.1 Public Hearing/Second Reading of Amendment to Chapter 10, Article VII – Flood Plain Development - Proposed Amendment to the City's 1995 Zoning Ordinance Regarding the Adoption of Flood Insurance Study and Rate Maps (**Action on this matter will take place under Section IX of the Agenda**)
 - 2.2 Public Hearing/Second Reading of Amendment to Chapter 7, Article III, Section 7.330 – No Parking (**Action on this matter will take place under Section IX of the Agenda**)

City Manager's Items Which Require Action

- 1. Guaranteed Maximum Price for New Library

Informational Items

1. Good Friday
2. Response to Information Requested by Councilor Whitehouse

B. MAYOR SIRRELL

1. Appointment
2. *Reports

C. COUNCILOR HYNES

1. Traffic & Safety Committee Action Sheet and Minutes of the March 10, 2005 meeting

XII. MISCELLANEOUS/UNFINISHED BUSINESS

XIII. ADJOURNMENT

**KELLI L. BARNABY
CITY CLERK**

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Planning Board minutes of the January 20, 2005 meeting
2. Executive Council minutes of the March 9, 2005
3. Letter from the Board and Committee members of Jaden's Ladder thanking the City Council for the Proclamation in support of the organization
4. Letter from G. Patrick Nerbonne regarding the Historic District Commission

NOTICE TO THE PUBLIC WHO ARE HEARING IMPAIRED: Please contact Dianna Fogarty at 603-610-7270 one-week prior to the meeting for assistance.