

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, JANUARY 23, 2006

PORTSMOUTH, NH
TIME 6:30 PM

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

AGENDA

- **WORK SESSION REGARDING THE MADBURY WATER TREATMENT PLANT [6:30PM]**
 - I. **CALL TO ORDER [7:00PM or thereafter]**
 - II. **ROLL CALL**
 - III. **INVOCATION**
 - IV. **PLEDGE OF ALLEGIANCE**
 - V. **ACCEPTANCE OF MINUTES – DECEMBER 5, 2005; DECEMBER 19, 2005 & JANUARY 9, 2006**
 - VI. **PUBLIC COMMENT SESSION**
 - VII. **PUBLIC HEARING**
 - A. **ORDINANCE AMENDING CHAPTER 1, ARTICLE II, BY THE ADDITION OF SECTION 1.2 – POLITICAL CONTRIBUTIONS TO CITY COUNCIL CANDIDATES**
 - VIII. **APPROVAL OF GRANTS AND DONATIONS**
 - A. **Acceptance of FEMA Grant to the Portsmouth Police Department - \$25,000.00**
 - B. **Acceptance of Donation to the New Library Building Fund for the Naming of the Children’s Room - \$90,000.00**
 - IX. **CONSIDERATION OF RESOLUTIONS AND ORDINANCES**
 - A. **First reading of Resolution Authorizing a Bond Issue of up to Six Hundred Thousand Dollars (\$600,000.00) for Improvements to City Roadways and New Castle Avenue Seawall (Roadway Improvements New Castle Avenue to Marcy Street) (Local Match)**
 - B. **Second reading of Ordinance amending Chapter 1, Article II, by the addition of Section 1.2 – Political Contributions to City Council Candidates**

X. CONSENT AGENDA

A MOTION WOULD BE IN ORDER TO ADOPT THE CONSENT AGENDA

- A. Acceptance of NH Charitable Foundation Piscataqua Region Grant - \$1,000.00
(Anticipated action – move to accept the NH Charitable Foundation Piscataqua Region Grant from the Otto Fund and authorize the City Manager to oversee administration of the grant)
- B. Acceptance of Wellness Grant - \$3,400.00 ***(Anticipated action – move to accept the Wellness Grant in the amount of \$3,400.00 from the Trust’s Health Promotion WELLDollars Grant Program)***
- C. Acceptance of donations to the Cemetery Committee
- Allen & Terie Norelli - \$25.00
 - Bettencourt Chiropractic - \$25.00
 - John Goyette & Marjorie Long - \$50.00

(Anticipated action – move to approve and accept the donations to the Cemetery Committee as listed)

- D. Acceptance of donations to the New Library Building Fund
- Ruth & Michael Sadowsky - \$10.00
 - Nicholas & Lea Aeschliman - \$100.00
 - Todd & Lisa Hanson - \$100.00
 - Seacoast Airport Service, Inc. - \$100.00
 - John & Ann Walker - \$100.00
 - Seacoast African American Cultural Center - \$250.00
 - Benoit R. & Andrea St. Jean - \$500.00
 - John & Skye Maher - \$1,000.00
 - Phyllis Eldridge - \$1,000.00
 - Barbara Franzoso - \$2,000.00
 - Thomas Ahearn - \$2,000.00

(Anticipated action – move to approve and accept the donations to the New Library Building Fund)

- E. Acceptance of Donations to the Coalition Legal Fund ***(Anticipated action – move to accept the \$500.00 contribution from the Town of Hebron and the \$3,000.00 from the Town of Sandwich to be place in the Coalition Legal Fund)***
- F. Letter from Sarah Curtin, American Foundation for Suicide Prevention, requesting permission to hold the 2nd annual Out of the Darkness Community Walk on Saturday, September 30, 2006 from 10:00 a.m. to 3:00 p.m. ***(Anticipated action – move to refer to the City Manager with power)***

- G. Request for Sidewalk Obstruction License from Annie Loomis, Making Faces, to place 1 A-frame in front of establishment (**Anticipated action – move to refer to the City Manager with power**)
- H. Letter from Kathie Lynch, Portsmouth Little League, Inc., requesting permission to install temporary signage at the Plains and Hislop Park baseball fields during the 2006 baseball season (**Anticipated action – move to authorize the Portsmouth Little League to place temporary signage at the Plains and Hislop Park baseball fields during the 2006 baseball season with the signs facing inside the field**)
- I. Letter from Jeffrey Purtell regarding New Castle Avenue Improvements/Wire Utilities (**See attached response from City Attorney's Office**) (**Anticipated action – move to accept and place the letter on file**)
- J. Request for Sidewalk Obstruction License from Gail Licciardello, Paradiza, to place 1 A-frame sign in front of establishment (**Anticipated action – move to refer to the City Manager with power**)
- K. Letter from Marjorie Hubbard, Greater Portsmouth Chamber of Commerce, requesting permission to hang Portsmouth Harbour Trail flags at 26 key sites for the 2006 season (**Anticipated action – move to refer to the City Manager with power**)
- L. Letter from Beth Hartnett, Step It Up Seacoast, requesting permission to hold the Spring Kick-Off The Season Community Walk on Saturday, April 8, 2006 at 9:00 a.m. (**Anticipated action – move to refer to the City Manager with power**)
- M. Letter from Mary Carey Foley, Student Council Adviser, and Nora Happny, Student Council President, requesting permission to hold Student Government Day 2006 on Tuesday, April 18, 2006 (**Anticipated action – move to refer to the City Manager with power**)

XI. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from Attorney David Klingebiel requesting the approval of easements and licenses for footings and building features that protrude under and over City property at 154, 156 & 158 Fleet Street (**See City Manager's comment**)
- B. Letter from Attorney Thomas Keane requesting that the City Council reconsider its December 19, 2005 approval of the Bond Resolution for a Fifteen Million Dollar (\$15,000,000.00) bond to purchase the garage to be built by HarborCorp LLC (**See attached response from City Attorney's Office**)
- C. Letter from Attorney Malcolm McNeill regarding Public Parking Facility Bond Resolution

XII. 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 Resolutions and Ordinances:
 - 1.1 First Reading of Resolution Authorizing a Bond Issue of up to Six Hundred Thousand Dollars (\$600,000.00) for Improvements to City Roadways and New Castle Avenue Seawall (Roadway Improvements New Castle Avenue to Marcy Street) (Local Match) **(Action on this matter should take place under Section X of the Agenda)**
2. Public Hearing/Second Reading of Proposed Resolution and Ordinance Amendments:
 - 2.1 Public Hearing/Second Reading Regarding Proposed Amendment to the Ordinances, Chapter 1, Article II, Section 1.2 – Political Contributions to City Council Candidates **(Action on this matter should take place under Section X of the Agenda)**
3. Request for Approval of Easements and License for Footings Re: 154, 156 & 158 Fleet Street **(Action on this matter should take place under Section XII of the Agenda)**

City Manager's Items Which Require Action

1. Approval of Contract Extension for Association of Portsmouth Teachers
2. Approval of Tentative Five (5) Year Agreement for Deputy Police Chief Len DiSesa
3. Approval of Worth Lot Settlement Agreement
4. Request to Renew Lease of Seacoast Area Lodge No. 2303 Order Sons of Italy in America
5. Request to Dispose of Surplus Vehicles
6. Request to Fund through Contingency \$60,000.00 for Overtime Performance Audit

Informational Items

1. Report Back Re: Rooftop Deck and Pavilion Structure (117 Bow Street)
2. Portsmouth CDBG Public Service Agency Grant Program
3. Reminder Re: CIP Work Session

B. MAYOR MARCHAND

1. Appointments
2. *Blue Ribbon Committee – “Committee On Board and Commission Appointment Process”

C. ASSISTANT MAYOR FERRINI

1. *Implementation of Master Plan Zoning Regulation Amendments

D. COUNCILOR DWYER

1. Public Art Ordinance

E. COUNCILOR WHITEHOUSE

1. *Community Council of Senior Citizens

XIII. MISCELLANEOUS/UNFINISHED BUSINESS

XIV. ADJOURNMENT [AT 10:00PM OR EARLIER]

**KELLI L. BARNABY, CMC
CITY CLERK**

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Conservation Commission minutes of the October 12, 2005 & November 9, 2005 meetings
2. Letter from Judy Ringer expressing her support for the indoor pool, its staff, and the quality of services provided
3. Site Review Technical Advisory Committee minutes of the January 3, 2006 meeting

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