

# CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS  
DATE: MONDAY, OCTOBER 16, 2006

PORTSMOUTH, NH  
TIME: 7:00PM

## AGENDA

- 6:00 p.m. – 7:00 p.m. – *Raimond Bowles Reception*

- I. CALL TO ORDER [7:00PM or thereafter]
- II. ROLL CALL
- III. INVOCATION
- IV. PLEDGE OF ALLEGIANCE

### PROCLAMATION

1. Raimond Bowles

### MAYOR'S AWARD

1. Peirce Island Wastewater Treatment Plant Employees - Plant of the Year

### PRESENTATION

1. Blue Ribbon Committee on Board and Commission Appointment Process Committee Report – Eric Spear
2. City Attorney Sullivan Report Re: Eminent Domain/Peirce Land Trust (Middle School Project)

### **V. PUBLIC COMMENT SESSION**

### **VI. APPROVAL OF GRANTS AND DONATIONS**

- A. Acceptance of Donation of a high capacity water pump to the Portsmouth Fire Department from Insurcomm Construction, Inc, and Servpro of the Seacoast, Inc.

### **VII. CONSIDERATION OF RESOLUTIONS AND ORDINANCES**

- A. First reading of Ordinance by the creation of a Chapter 16, Utilities, Article I, Water Ordinance; the Deletion in the entirety of Chapter 11, Article IX, Section 11.9 – Cross Connection Control and Back Flow Prevention, amending Chapter 13, Article VII, Section 13.7 – Water Supply, and amending Chapter 14, Article I, Section 14.103 – Services, Equipment, Facilities for Plumbing
- B. Third and final reading of Ordinance amending Chapter 10, Article II, Section 10-208 (35) – Uses in Business Districts

- C. Third and final reading of Ordinance amending Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – Islington Street:
  - Northerly side from Tanner Street to Parker Street
  - Northerly side from Pearl Street to a point westerly 335'
  - Northerly side from Cabot Street to a point easterly 515'
  
- D. Third and final reading of Ordinance amending Chapter 7, Article III, Section 7.325 – Limited Parking – Thirty Minutes – Islington Street:
  - Northerly side from the corner of Brewster Street easterly 110'
  - Northerly side easterly 70' from Dover Street to a point 82' westerly from Salem Street
  - Northerly side from Pearl Street to Parker Street
  
- E. Third and final reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking - Adding to the Ordinance (with appropriate deletions):
  - Hanover Street: (Hanover Street Extension) southerly side from Brewster Street easterly 40'
  - Islington Street: northerly side from the corner of Congress Street/Maplewood Avenue/Middle Street running westerly to the easterly corner of Tanner
  - Islington Street: northerly side – easterly from a point 145' from Salem Street to a point 73' westerly of Cabot Street
  - Rock Street: deletion of easterly side from Islington Street to Hanover Street
  
- F. Third and final reading of Ordinance amending Chapter 7, Article III, Section 7.324 – Limited Parking – One Hour subsection A – deletion of Islington Street: northerly side from the west side of Bridge Street westerly for a distance of 131 feet to the east side of Tanner Street

## **VIII. CONSENT AGENDA**

### ***A MOTION WOULD BE IN ORDER TO ADOPT THE CONSENT AGENDA***

*There are no items under Consent Agenda this evening*

## **IX. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS**

1. Letter from Barbara M. Massar, Executive Director, Pro Portsmouth, Inc. requesting the City's permission to hold the Christmas Tree Lighting Ceremony on Friday, December 1, 2006 at 6:00 p.m. and financial support towards the event.
2. Letter from Asa Magro regarding Middle Street.
3. Letter from Doug Brogen, New Hampshire Program Director, Clean Water Action regarding climate-disruption.

## X. 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 Resolution and Ordinance Amendments:
  - 1.1 First reading on Ordinance by the creation of a Chapter 16, Utilities, Article I, Water Ordinance; the Deletion in the entirety of Chapter 11, Article IX, Section 11.9 – Cross Connection Control and Back Flow Prevention, amending Chapter 13, Article VII, Section 13.7 – Water Supply, and amending Chapter 14, Article I, Section 14.103 – Services, Equipment, Facilities for Plumbing **(Action on this matter should take place under Section VII of the Agenda)**
2. Third and Final Reading of Proposed Resolution and Ordinance Amendments:
  - 2.1 Third and Final Reading of Ordinance amending Chapter 10, Article II, Section 10-208 (35) - Uses in Business Districts **(Action on this matter should take place under Section VII of the Agenda)**
  - 2.2 Third and Final Reading of Ordinance amending Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – Islington Street **(Action on this matter should take place under Section VII of the Agenda)**
  - 2.3 Third and Final Reading of Ordinance amending Chapter 7, Article III, Section 7.325 – Limited Parking – Thirty Minutes – Islington Street **(Action on this matter should take place under Section VII of the Agenda)**
  - 2.4 Third and Final Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Hanover Street, Islington Street and Rock Street **(Action on this matter should take place under Section VII of the Agenda)**
  - 2.5 Third and Final Reading of Ordinance amending Chapter 7, Article III, Section 7.324 – Limited Parking – One Hour Islington Street **(Action on this matter should take place under Section VII of the Agenda)**
3. Letter from Barbara M. Massar, Executive Director, Pro Portsmouth, Inc. requesting the City's permission to hold the Christmas Tree Lighting Ceremony on Friday, December 1, 2006 at 6:00 p.m. and financial support towards the event. **(Action on this matter should take place under Section IX of the Agenda)**

#### City Manager's Items Which Require Action

*There are no items which require action under the City Manager this evening*

### **Informational Items**

1. 2007 Schedule of City Council Meetings and Work Sessions
2. Work Session Agenda Re: Planning Board Land Use Issues

### **B. MAYOR MARCHAND**

1. Veterans Day Services – November 11, 2006
2. Appointment to be Considered
  - Paul Harvey – Economic Development Commission
3. Appointments to be Voted
  - Sharon Morrison – Citywide Steering Neighborhood Committee
  - William St. Laurent – Citywide Steering Neighborhood Committee
4. Resignations
  - Charles Cormier, Conservation Commission
  - Reverend Angelo Pappas, Portsmouth Housing Authority
5. \*Reports

### **C. COUNCILOR PANTELAKOS**

1. \*Funding for Middle School & Eminent Domain (***Tabled from the October 5, 2006 City Council Meeting***)

***Motion by Councilor Pantelakos seconded by Councilor Whitehouse before the City Council is as follows:***

***Move that the City Council go on record that they have no intention of taking the Peirce Land for the Middle School***

### **XI. MISCELLANEOUS/UNFINISHED BUSINESS**

### **XII. ADJOURNMENT [AT 10:00PM OR EARLIER]**

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

**(\*Indicates verbal report)**

### **INFORMATIONAL ITEMS**

1. Historic District Commission minutes of the December 7, 2005; December 14, 2005; August 2, 2006; August 9, 2006; and September 6, 2006

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