

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON APRIL 4, 2007, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR MARCHAND, ASSISTANT MAYOR FERRINI, COUNCILORS GRASSO, DWYER, RAYNOLDS, WHITEHOUSE, SMITH AND HYNES

ABSENT: COUNCILOR PANTELAKOS

1. Presentation – Mayor’s Committee on Building Re-use – Lafayette School Listening Session – Heather Hurtt, Chair – Ms. Hurtt provided the City Council with a review of the Listening Session held regarding the Lafayette School by the Building Re-use Committee.
2. Request for Proposal for the re-use of the Lafayette School property – Voted to authorize the City Manager to put out a Request for Proposal in accordance with the recommendation of the Building Re-use Committee and provide a report back to the City Council relative to the findings.
3. Acceptance of Minutes – March 19, 2007 – Voted to approve and accept the minutes of the March 19, 2007 City Council meeting.
4. Public Comment Session – There was one speaker: Sarah Brown (Climate Change Rally).
5. Voted to suspend the rules in order to take up Item XI. A. - Letter from Gary Epler, St. John’s Stewardship of the Earth Committee, requesting permission to hold a rally in Market Square on Saturday, April 14, 2007 from 12:00 p.m. – 2:00 p.m.
6. Letter from Gary Epler, St. John’s Stewardship of the Earth Committee, requesting permission to hold a rally in Market Square on Saturday, April 14, 2007 from 12:00 p.m. – 2:00 p.m. – Voted to approve the request and refer to the City Manager with power.
7. Public Hearing – Re-use of Doble Reserve Center. The Federal process relating to the closure of the Center will be explained, commentary will be received from those entities which have expressed an interest in re-use of the Center and public comment will be solicited with regard to those matters – Held a public hearing.
8. Public Hearing - Ordinance amending Chapter 7, Article IX, Section 7.901 – Penalties, Forfeiture and Separability - increasing fines listed under Item A and F of Section 7.901 – Penalties – Held a public hearing. Voted to pass second reading of the ordinance, as submitted, and hold third and final reading at the April 16, 2007 City Council meeting.
9. Public Hearing - Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits sub-section B – Speed Limit 20 MPH by the addition of Peirce Island Road – Held a public hearing. Voted to pass second reading of the ordinance, as submitted, and hold third and final reading at the April 16, 2007 City Council meeting.

10. Public Hearing - Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking sub-section A by the addition of Peirce Island Road: both sides of the street from most easterly access of the City pool to the access/egress of the sewer treatment plant – Held a public hearing. Voted to pass second reading of the ordinance, as submitted, and hold third and final reading at the April 16, 2007 City Council meeting.
11. First reading of Ordinance amending Chapter 10, Article II, Section 10-208 – Uses in Business Districts – Table 4 and Chapter 10, Article II, Section 10-209 – Uses in Industrial Districts – Table 5 regarding the Regulation of Amusement Parks/Outdoor Recreation in the Industrial & General Business Districts Respectively – Voted to pass first reading of the amended ordinance, as submitted, and hold a public hearing and second reading at the May 7, 2007 City Council meeting.
12. Third and final reading of Ordinance amending Chapter 10, Section 10-102 – Definition: Floor Area Ratio, Section 10-304 (A) Business – Table 10 Dimensional Requirements; and Section 10-304 by the addition of a New (E) and (F) for Central Business A District (CBA). This Ordinance proposes changes to certain dimensional requirements in Central Business A. Those changes include a 40 foot height limitation within 10 feet of a street right of way and the establishment of variable floor area ratios affecting maximum lot coverage requirements – Voted to pass third and final reading of the aforementioned ordinance amendment as presented.
13. Consent Agenda – Voted to adopt the Consent Agenda as presented.
 - A. Letter from Terri DeCarli, Muscular Dystrophy Association, requesting permission to hold the Trans NH Bike Ride on Sunday, June 24, 2007 **(Anticipated action – move to refer to the City Manager with power)**
 - B. Letter from Michael Amarello and Michael St. Laurent, 3C Race Productions, requesting permission to hold a one-mile road race on Sunday, July 22, 2007 **(Anticipated action – move to refer to the City Manager with power)**
 - C. Acceptance of Donation to the New Library Building Fund
 - Jack E. and D. Dianne Chambers - \$250.00

(Anticipated action – move to approve and accept the donations to the New Library Building Fund as listed)
 - D. Renewal Requests for Sidewalk Obstruction Licenses from the following businesses with no changes from last year
 - Ambrosia Gardens – 1 A-frame sign
 - Chamber of Commerce – 1 A-frame sign
 - Dos Amigos Burritos – 1 Bench
 - Madd Matt’s Ice Cream – 1 A-frame sign

- Market Street Tub Shop – 1 A-frame sign
- Portsmouth Brewery – 1 A-frame sign
- Portsmouth Gas Light – 2 A-frame sign

(Anticipated action – move to refer to the City Manager with power)

14. Letter from Glenn Brackett, International Brotherhood of Electrical Workers, requesting permission for their event that is taking place on May 19, 2007 at the Prescott Park Public Forum area – Voted to refer to the City Manager with power.
15. Public Hearing/Re-Use of Doble Reserve Center – Voted to authorize the City Manager to draft a re-use plan based on public comment and conduct a final public hearing on this matter at its June 4, 2007 City Council meeting.
16. Request for Review and Change of Duplicate Street Names – Voted to refer the aforementioned memorandum to the Planning Board for a report back.
17. Appointment to be Considered – The City Council considered the reappointment of John Leith to the Portsmouth Housing Authority. The City Council will vote on this appointment at the April 16, 2007 City Council meeting.
18. Election Finance Ordinance – Mayor Marchand advised the City Council that he would be bringing an ordinance regarding Election Finance forward at the April 16, 2007 City Council meeting.
19. Establishment of Safe Routes to School Committee – Voted to approve the establishment of Safe Routes to School Committee as presented.

Committee Members:

- Councilor Ken Smith, Chair of the Traffic & Safety Committee
- Christina Westfall, Member of the Traffic & Safety Committee
- Jonathan Bailey, Member of the Traffic & Safety Committee
- Representative from the Police Commission (to be designated by the Police Commission)
- Representative from the School Board (to be designated by the School Board)
- Councilor Ned Raynolds (designated by Mayor Marchand)
- Councilor Chris Dwyer, Public Member (designated by Mayor Marchand)
- Representative from the Police Department (to be designated by the Police Chief) Ex-officio
- Superintendent of Schools or designee (to be designated by the Superintendent)
- Representative from the Public Works Department (to be designated by the City Manager) Ex-officio
- Secretary to committee from the Public Works Department (to be designated by the City Manager)

20. Letter from Peter Peirce Rice regarding the Peirce Trust – Councilor Dwyer requested that the City Attorney provide a report back to the City Council in the next several months with a full picture of this matter with correct language relative to the Peirce Trust.

21. Adjournment – At 9:30 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC
City Clerk