

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, PORTSMOUTH, NH
DATE: MONDAY, MAY 5, 2014 TIME: 7:00 PM

AGENDA

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

PROCLAMATIONS

1. Bike/Walk to Work Day
2. Police Week in Portsmouth – Peace Officers’ Memorial Day

PRESENTATIONS

1. Community Development Week and Community Advisory Committee Recognition
2. NH Division of Historical Resources – Updated on the National Historic Register Nomination process for the Downtown – Peter Michaud

V. ACCEPTANCE OF MINUTES – FEBRUARY 18, 2014

VI. PUBLIC COMMENT SESSION

VII. PUBLIC HEARING

- A. ORDINANCE AMENDING CHAPTER 7, ARTICLE I, SECTION 7.103 – PARKING AND TRAFFIC SAFETY COMMITTEE BY THE ADDITION OF ONE (1) ALTERNATE COMMITTEE MEMBER

VIII. APPROVAL OF GRANTS/DONATIONS

- A. Acceptance of Grants & Donations to the Police Department:
 - Grant from Department of Justice for the Victim/Witness Advocate position - \$35,000.00
 - Grants from the State of Highway Safety Agency:
 - \$6,864.00 for Portsmouth DWI/DUI Patrols
 - \$6,864.00 for (2) Sobriety Checkpoints
 - \$5,148.00 for Pedestrian Patrols
 - \$5,148.00 for Red Light Running Patrols
 - \$5,148.00 for Enforcement Patrols
 - \$2,808.00 Join the Clique Seat Belt Campaign

- Donations:
 - Donation from Jason Page for 2 tuition scholarships to the Explorer Cadet Academy - \$300.00
 - Donation from Mr. & Mrs. David Brown for 2 tuition scholarships to the Explorer Cadet Academy - \$300.00

(Anticipated action – move to approve and accept the grants and donations to the Portsmouth Police Department, as presented)

IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. Second reading of Proposed Amendment to Chapter 7, Article I, Section 7.103 – Parking and Traffic Safety Committee by the addition of one (1) alternate Committee Member ***(Sample motion – move to pass second reading of the proposed Ordinance amendment, as presented, and hold third and final reading at the May 19, 2014 City Council meeting)***

X. CONSENT AGENDA

A MOTION WOULD BE IN ORDER TO ADOPT THE CONSENT AGENDA

- A. Request for License from Mallory Parkington, owner of Mallory Parkington Photography for property located at 74 Congress Street for a projecting sign on an existing bracket ***(Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Mallory Parkington, owner of Mallory Parkington Photography for a projecting sign at property located at 74 Congress Street and, further, authorize the City Manager to execute License Agreements for this request)***

Planning Director's Stipulations:

- ***The license shall be approved by the Legal Department as to content and form;***
 - ***Any removal or relocation of the projecting sign, for any reason, shall be done at no cost to the City; and***
 - ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting sign, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***
- B. Letter from Chris Curtis, The Music Hall, requesting permission to close Chestnut Street throughout the weekend of September 19, 2014 – September 21, 2014 for the Telluride by the Sea film festival ***(Anticipated action – move to refer to the City Manager with power)***

XI. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

(There are no items under this section of the agenda this evening)

XII. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS

A. CITY MANAGER

Items Which Require Action Under Other Sections of the Agenda:

1. Public Hearing and Second Reading of Proposed Resolutions and Ordinances:
 - 1.1. Public Hearing and Second Reading for Proposed Amendment to Chapter 7, Article I, of the Ordinance Re: Parking and Traffic Safety Committee **(Action on this matter should take place under Section IX of the Agenda)**

City Manager's Items Which Require Action:

(There are no items under this section of the agenda this evening)

Informational Items

1. Events Listing
2. Memorandum on Snow Removal Cost Summary as of April 23, 2014
3. Reminder Re: FY15 Budget Schedule
4. New Interim Senior Program Space

B. MAYOR LISTER

1. *Medical Insurance Options

C. ASSISTANT MAYOR SPLAINE

1. Sea-3/Pan Am Response
2. Letter to Newington Planning Board Re: Creating a "2050 Vision" – Putting our Seacoast Future First

D. COUNCILOR SHAHEEN

1. *Proposed "Quiet Zone" designation through the Federal Railroad Administration

E. COUNCILOR KENNEDY

1. *Transportation Concerns in Neighborhoods

We heard from citizens during the campaign about their transportation concerns in their neighborhoods.

I would like to make the following motion:

To have the Citywide Neighborhood Committee report back to Portsmouth City Council on the following topic:

What are the transportation needs in Portsmouth neighborhoods?

2. *Transportation Center

I would like to make the following motion:

To ask the Parking and Traffic Safety Committee to review Transportation Centers. After their review I would ask the committee to give City Council input on recommendations on the center and where it should be located in the Portsmouth community.

F. COUNCILOR MORGAN

1. Planning for North End
2. *Financial Disclosure

G. COUNCILOR DWYER AND COUNCILOR THORSEN

1. *Tax Increment Financing District (TIF) (***Sample motion – move to request that the Economic Development Commission evaluate the potential for a Tax Increment Financing District (TIF) around the geographic area of the Frank Jones Conference Center property and to report back to the City Council***)

XIII. MISCELLANEOUS/UNFINISHED BUSINESS

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

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

**Indicates Verbal Report*

INFORMATIONAL ITEMS

1. Notification that the Historic District Commission Minutes of the November 6, 2013 meeting are available on the City's website for your review
2. Notification that the Historic District Commission Minutes of the November 13, 2013 meeting are available on the City's website for your review
3. Notification that the Historic District Commission Minutes of the December 4, 2013 meeting are available on the City's website for your review
4. Notification that the Historic District Commission Minutes of the December 11, 2013 meeting are available on the City's website for your review
5. Notification that the Planning Board Minutes of the November 17, 2013 and December 19, 2013 are available on the City's website for your review

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

The Council Chambers
City Hall
Portsmouth, New Hampshire

A Proclamation

- Whereas:** May is National Bike Month and bicycling is an integral part of Portsmouth's multi-modal transportation system; and
- Whereas:** Portsmouth is one of several municipalities participating in New Hampshire's 12th annual Bike/Walk to Work Day; and
- Whereas:** Last year, there was a record turnout of bicycle and pedestrian commuters who took to the streets of the Seacoast aboard their bikes or in their walking shoes and visited one of eight commuter breakfasts in the region; and
- Whereas:** This year, there will be various locations offering free breakfast to participants who also will be fitting a workout into a busy day, reducing their pollution footprint, and avoiding traffic jams; and
- Whereas:** The goals of Bike/Walk to Work Day are to promote bicycling and walking as safe ways to get to work, decrease traffic congestion, improve air quality, and raise public awareness of opportunities to improve bicycle and pedestrian facilities in the Seacoast; and
- Whereas:** If the average person biked or walked to work once every two weeks instead of driving, we could prevent the pollution of close to one billion gallons of gasoline from entering the atmosphere every year.

Now, therefore, I, Robert J. Lister, Mayor of the City of Portsmouth, on behalf of the members of the City Council and the citizens of Portsmouth, do hereby proclaim Friday, May 16, 2014, as

Bike/Walk to Work Day in Portsmouth

and encourage all citizens to celebrate by leaving their motor vehicles at home and making a healthy commute by walking or riding their bicycles.



Given with my hand and the
Seal of the City of Portsmouth,
on this 5th day of May, 2014.

Robert J. Lister, Mayor of Portsmouth

The Council Chambers
City Hall
Portsmouth, New Hampshire

A Proclamation

- Whereas:** Congress and the President of the United States have designated May 15th as Peace Officers' Memorial Day and the week in which it falls as National Police Week; and
- Whereas:** The members of the Portsmouth Police Department play an essential role in safeguarding the rights and freedoms of Portsmouth and the State of New Hampshire; and
- Whereas:** It is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their Police Department; and
- Whereas:** The members of our Police Department recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and
- Whereas:** The men and women of the Portsmouth Police Department unceasingly provide a vital public service.

Now, therefore, I, Robert Lister, Mayor of the City of Portsmouth, on behalf of the members of the City Council, do hereby call upon all citizens of Portsmouth and upon all patriotic, civic, and educational organizations to observe the week of May 11 to May 17, 2014, as

Police Week in Portsmouth

with appropriate ceremonies and observances in which all of our people may join in commemorating all law enforcement officers past and present who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

I further call upon all citizens of Portsmouth to observe May 15, 2014, as

Peace Officers' Memorial Day

in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community, or have become disabled in the performance of duty. Let us recognize and pay respect to the survivors of our fallen heroes by lowering all City, State and American flags in Portsmouth to half staff on Thursday, May 15, 2014.

Given with my hand and the
Seal of the City of Portsmouth,
on this 5th day of May, 2014.



Robert J. Lister, Mayor of Portsmouth

CITY COUNCIL MEETING

MUNICIPAL COMPLEX
DATE: TUESDAY, FEBRUARY 18, 2014

PORTSMOUTH, NH
TIME: 6:00PM [or thereafter]

At 6:00 p.m., a Work Session was held with the General Services Administration (GSA) regarding the Federal McIntyre Building and Property.

I. CALL TO ORDER

Mayor Lister called the meeting to order at 7:20 p.m.

II. ROLL CALL

PRESENT: Mayor Lister, Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Lown, Dwyer (via conference call), Morgan, Spear and Thorsen

III. INVOCATION

Mayor Lister asked everyone to join in a moment of silent prayer.

IV. PLEDGE OF ALLEGIANCE

Councilor Kennedy led in the Pledge of Allegiance to the Flag.

V. ACCEPTANCE OF MINUTES – NOVEMBER 18, 2013 AND DECEMBER 2, 2013

Councilor Kennedy moved to approve and accept the minutes of the November 18, 2013 and December 2, 2013 City Council meetings. Seconded by Councilor Lown and voted.

VI. PUBLIC COMMENT SESSION

Charles McMahon said he has covered the City for the last 8 years as a journalist with the Portsmouth Herald and this is his last City Council meeting. He said he will be leaving the Portsmouth Herald on February 26, 2014 to take another job.

Tom Carroll thanked the City Council for addressing the problems with the large pieces of metal being left in the streets from the scrap metal operations at the Port. He said that the Port is not self sufficient and will never be.

Ralph DiBernardo spoke to the resurfacing of Islington Street and the safety issues that exist. He said there is a need to complete the sidewalk at the new ball park. He stated the need for a walking lane for pedestrians to access the park.

Joe Caldarola spoke to the budget that is at 3% and the rate of inflation is 1.5%. He stated everyone needs to do their part to make sure we stay in the rate of inflation. He also stated that he supports Councilor Kennedy's motion this evening to create a Transportation Committee.

Rich DiPentima thanked the City Council and staff for attending the Newington Planning Board meeting regarding the Sea-3. He requested that the City invest in a consultant on how best to address the Sea-3 matter. He said we need to look at the safety and security of this operation.

Katherine DiPentima spoke in support of the request made by Rich. She said we need to enforce our safety and security on this matter. She reported on the number of derailments in 2012 and 2013.

Jane Sutherland expressed concern regarding the Sea-3 coming through the City if approved by the Newington Planning Board. She said Pan Am has indicated they have plenty of insurance to cover an accident. Ms. Sutherland said it is important for us to make sure that the applicant is denied by the Newington Planning Board.

Matt Nania spoke in support of Mr. DiPentima's request to hire a consultant to deal with the Sea-3 matter. He stated that this is a wide spread issue and we need to make sure that we do not make the same mistakes that other communities have by allowing this dangerous operation.

Bob Gibbons spoke against the expansion of Sea-3. He is in support of the request by Mr. DiPentima to hire a consultant. He said these cars will be carrying hazardous materials and we need to protect the City.

Pat Ford spoke opposed to the Sea-3 expansion. She expressed concerns with the lack of egress in the neighborhood and asked if the City's Emergency Operation Center has guidelines in place to deal with this type of issue.

Abdallah Alhamdam spoke opposed to the Sea-3 expansion project. He is in support of hiring a consultant to look at the safety and security of this matter. He said we need to know how this will impact the City and its residents.

Norm Olsen said he is here because of the vote on the firefighters and fire officers' contracts. He asked the City Council to postpone the vote on these contracts and stated we need to start thinking outside of the box on contracts.

Mark Brighton spoke to the salaries being posted in the Portsmouth Herald. He said the City Council indulges all the employees with whatever they want and need. He stated a 3.6% increase is being asked for by the School Department.

Doug Bates spoke regarding the tenant issue at the McIntyre Building and said the City should take over the land and make money off it. He said that this is one sided and encouraged the City to keep fighting the GSA on this matter.

VII. PUBLIC HEARINGS

- A. RESOLUTION INCREASING THE MAXIMUM INCOME LIMIT FOR INDIVIDUALS QUALIFYING FOR THE ELDERLY REAL ESTATE TAX EXEMPTION:

PROPOSED INCREASE OF ELDERLY EXEMPTION BY 1.5%

SINGLE	\$35,704.00 INCREASE OF \$528.00
MARRIED	\$44,044.00 INCREASE OF \$651.00
ASSET LIMIT OF	\$119,016.00 INCREASE OF \$1,759.00

Mayor Lister read the legal notice, declared the public hearing open and called for speakers. With no speakers, Mayor Lister declared the public hearing closed.

- B. RESOLUTION INCREASING THE MAXIMUM INCOME LIMIT FOR INDIVIDUALS QUALIFYING FOR THE DISABLED REAL ESTATE TAX EXEMPTION:

PROPOSED INCREASE OF DISABLED EXEMPTION BY 1.5%

SINGLE	\$35,704.00 INCREASE OF \$528.00
MARRIED	\$44,044.00 INCREASE OF \$651.00
ASSET LIMIT OF	\$119,016.00 INCREASE OF \$1,759.00

Mayor Lister read the legal notice, declared the public hearing open and called for speakers. With no speakers, Mayor Lister declared the public hearing closed.

- C. RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION FROM UNASSIGNED FUND BALANCE FOR NECESSARY EXPENDITURES RELATED TO THE ANTICIPATED APPROVAL OF CONTRACTUAL OBLIGATIONS IDENTIFIED IN THE FIRE DEPARTMENT CONTRACTS OF UP TO NINETY-SEVEN THOUSAND (\$97,000.00) DOLLARS

Mayor Lister read the legal notice, declared the public hearing open and called for speakers.

Dick Bagley requested the City Council approve the appropriation for the contracts and said there is open dialogue with the new Fire Chief. He stated it is time to move forward and adopt the contracts and look at the important role the Fire Department does in the City.

With no further speakers, Mayor Lister declared the public hearing closed.

VIII. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. First reading of Resolution Authorizing a Bond Issue of up to Three Million Five Hundred Thousand Dollars (\$3,500,000.00) related to the Design and Construction of the Hobbs Hill Landing Water Tank Replacement

Councilor Lown moved to pass first reading and authorize the City Manager to bring back for public hearing and adoption of the proposed Resolution at the March 3, 2014 City Council meeting. Seconded by Councilor Kennedy.

On a unanimous roll call vote 9-0, motion passed.

- B. Adoption of Resolution Increasing the Maximum Income Limit for Individuals Qualifying for the Elderly Real Estate Tax Exemption:

Proposed increase of Elderly Exemption by 1.5%

Single	\$35,704.00 increase of \$528.00
Married	\$44,044.00 increase of \$651.00
Asset Limit of	\$119,016.00 increase of \$1,759.00

Councilor Kennedy moved to adopt the Resolution, as presented. Seconded by Councilor Lown.

On a unanimous roll call vote 9-0, motion passed.

- C. Adoption of Resolution Increasing the Maximum Income Limit for Individuals Qualifying for the Disabled Real Estate Tax Exemption:

Proposed increase of Disabled Exemption by 1.5%

Single	\$35,704.00 increase of \$528.00
Married	\$44,044.00 increase of \$651.00
Asset Limit of	\$119,016.00 increase of \$1,759.00

Councilor Kennedy moved to adopt the Resolution, as presented. Seconded by Councilor Shaheen.

On a unanimous roll call vote 9-0, motion passed.

- D. Adoption of Resolution Authorizing a Supplemental Appropriation from Unassigned Fund Balance for necessary expenditures related to the anticipated Approval of Contractual Obligations Identified in the Fire Department Contracts of up to Ninety-Seven Thousand (\$97,000.00) Dollars

Councilor Kennedy moved to adopt the Resolution, as presented. Seconded by Councilor Shaheen.

City Manager Bohenko stated that the resolution is first because in the event the City Council votes in favor of the contracts we would need to have the funds available.

Councilor Thorsen asked if the contract passes and the motion does not pass what does the City Council then do. City Manager Bohenko said the funds would need to come from the Fire Department budget. He indicated the adoption of the contract would be their responsibility to fund the contract. City Manager Bohenko said back in the budget process for 2014 there was a line item in the City Manager's budget for \$100,000.00 for collective bargaining and was removed as a cost savings means to reduce the tax rate. Councilor Thorsen asked is there a fund for contract negotiations.

Finance Director Belanger said in the past we reserved money for collective bargaining and now there are no funds at all, and it goes back to unassigned fund balance.

On a unanimous roll call vote 9-0, motion passed.

IX. CONSENT AGENDA

- A. Letter from Holly Davis and Melissa Mikulski, Bottomline Technologies, requesting permission to hold an annual 4 mile Road Race to raise money and awareness in support of local charities on Saturday, September 20, 2014 at 8:30 a.m. (***Anticipated action – move to refer to the City Manager with power***)
- B. Request for License from Aaron Smith, owner of The Fresh Press for property located at 90 Fleet Street for a projecting sign on an existing bracket (***Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Aaron Smith, owner of The Fresh Press for a projecting sign at property located at 90 Fleet Street and, further, authorize the City Manager to execute License Agreements for this request***)

Planning Director's Stipulations:

- ***The license shall be approved by the Legal Department as to content and form;***
- ***Any removal or relocation of the projecting sign, for any reason, shall be done at no cost to the City; and***
- ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting sign, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***

Councilor Kennedy moved to adopt the Consent Agenda, as presented. Seconded by Councilor Shaheen.

On a unanimous roll call vote 9-0, motion passed.

X. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from Ralph and Linda DiBernardo regarding the Islington Street project

Assistant Mayor Splaine said when you walk Islington Street you see the need for a sidewalk and would like to know the timing of the project. City Manager Bohenko stated we intended to do the work for resurfacing the sidewalks but it was not for this year.

Public Works Director Rice said the work on that section of Islington Street is a grinding and repaving at the cost of \$200,000.00. He said the sidewalk would cost an additional \$300,000.00 but this kind of money was not programmed in for the project.

City Manager Bohenko said we can identify this in a future Capital Improvement Plan we do not want to utilize too much debt service. We have many requests each year for various parts of the City and we need to prioritize as we move through the process.

Assistant Mayor Splaine stated on Islington Street and Pevery Hill Road there are issues with sidewalks and children in the area need to feel safe. The area from the Powder House to the Plains is missing.

Public Works Director Rice said Pevery Hill Road is out for design and it is a 2 year process. He said there are ways to do stripping for lanes for people to walk along when it is the same elevation of roadway it does not provide safety. He said you would be encouraging the increase in speed. In the project we would maximize the lanes and have a shared pedestrian and bike way. It is not as optimum but is able to be done and would be an interim solution.

Assistant Mayor Splaine said if the staff was to talk with residents in the area you could find a way to make it work. He feels signage and additional enforcement would work.

Councilor Kennedy expressed concern at the end of the street. She said we have a ball field and playground and feels this is a safety issue.

Councilor Morgan would like to make the area safe and asked if there are materials that could be placed on the lane to make it different from asphalt. Public Works Director Rice said there are different materials. He said we would need a supporting structure underneath to make sure there is no cracking and it is important for the City Council to remember we are doing a bike/walk master plan and moving forward with the projects to develop a safe corridor.

City Manager Bohenko said we have heard great input and we need to get the road in better shape before the bridge opens. We can try to make it better until we can get it into the Capital Improvement Plan.

Councilor Spear thanked Public Works Director Rice for working to put a master plan in place for bike and walk lanes. He would rather go with a plan that has everything in mind. From a City Council standpoint the biggest statement is how you want the funding of projects for the Capital Improvement Plan.

Councilor Shaheen asked if we are losing anything and assure us that by delaying the project we are not losing taxpayer's dollars by delaying the project now. Councilor Shaheen asked with a project of this nature what is the process for getting this incorporated into the Capital Improvement Plan. City Manager Bohenko said we would look at it and review where it falls and it may rise higher than another project that we are going to be looking at.

Councilor Kennedy said this project is important because we need access for the children where children can walk.

Assistant Mayor Splaine moved to accept the letter and send it to the Public Works Director and City Manager for consideration in the Capital Improvement Plan for next year and further to consider the discussion this evening for interim steps regarding Islington Street with a report back to the City Council in 3 months. Seconded by Councilor Kennedy.

Public Works Director Rice said he would like to tie it to the bike and walk master plan. Assistant Mayor Splaine said he agrees with that.

On a unanimous roll call vote 9-0, motion passed.

- B. Letter from Katharine Muth, New Hampshire Art Association (NHAA) requesting permission for the NHAA to host an En Plein Air event, "Hanging Out To Dry" where artists paint scenes in the open air on Saturday, July 19, 2014 from 9:00 a.m. – 3:00 p.m. at various locations throughout the City

Councilor Kennedy moved to refer to the City Manager with power. Seconded by Councilor Lown.

On a unanimous roll call vote 9-0, motion passed.

XI. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS

A. CITY MANAGER

- 1. Proposed Action on Firefighters' and Fire Officers' Collective Bargaining Agreements

City Manager Bohenko said that the Firefighters' and Fire Officers' have Collective Bargaining Agreements and are requesting the City Council to pass the contracts this evening. He said that the contracts have been posted on the website.

Councilor Splaine moved to approve the Firefighters' Collective Bargaining Agreement. Seconded by Councilor Shaheen.

City Manager Bohenko reported that there will be a roll out next year in the budget and there will be an impact on the budget next year. The collective bargaining agreement has been outstanding since 2008 and it is important to come to a conclusion on the contract. The impact this fiscal year is \$97,000.00 and there will be more costs next year with an impact on the Fire Department budget.

Councilor Kennedy said the firefighters have gone 5 years without an increase in salaries and the contract only goes through June 30, 2014. She said all collective bargaining contracts will be coming up soon. She believes it is better to put closure and look ahead at the contracts as a whole.

Councilor Lown said that this is a close call for him we need to start looking at contracts and he would like to see changes with overtime and shift replacements. He said he would vote against the contract because there is no better time than now to look at changed for contracts.

Councilor Shaheen said it is a 6 year contract that expires in June. The fire fighters have served the City for the last 6 years without an increase. She said putting the agreement in place does demonstrate good faith to the fire fighters. The City Council's doing what they can to honor the City's obligation and ensure good faith on the part of the unions.

Councilor Thorsen said in contracts you look at salaries, retroactivity, health and overtime. He would like to get to good values in the City within new contracts that will be coming forward. He said he does not feel the retroactivity is substantial in costs but in precedent setting it is. He does not mean we open the door to retroactivity again and he is sitting on the fence with the contract as well. The game starts again in 4 months and concessions were made on both sides and we have more work to do.

On a roll call 8-1, voted to approve the Firefighters' Collective Bargaining Agreement. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Dwyer, Morgan, Spear, Thorsen and Mayor Lister voted in favor. Councilor Lown voted opposed.

Councilor Spear moved to approve the Fire Officers' Collective Bargaining Agreement. Seconded by Councilor Shaheen.

On a roll call 8-1, voted to approve the Fire Officers' Collective Bargaining Agreement. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Dwyer, Morgan, Spear, Thorsen and Mayor Lister voted in favor. Councilor Lown voted opposed.

2. Adoption of Capital Improvement Plan (CIP) FY2015-2020

Councilor Spear moved to adopt the Capital Improvement Plan for FY2015-FY2020. Seconded by Councilor Lown.

City Manager Bohenko said we used a target of \$1.2 million dollars to \$1.7 million dollars. We are trying to benchmark this and move forward on an annual basis. He said the committee has a number of requests and reduced them from \$2.1 million dollars to \$1.7 million dollars.

Assistant Mayor Splaine said that this is a incredible process and would like to know what expectations we have for the Peverly Hill Road sidewalks and what we will do to improve the Worth Lot.

City Manager Bohenko said we are in design with Peverly Hill Road project and will be implemented in 2 years. The Worth Lot and Parrott Avenue lot both need repair and we will look to funding paving. He stated he would like to come forward with a full Vaughan Mall project in the future. City Manager Bohenko said we are going to try and find funds for the Worth Lot.

Public Works Director Rice said there are aesthetics and safety issues. He said the City Council and public will want input on the project. He said they will repave the lot and restripe. We will reach out to the property owner for improvements to the sidewalks.

Assistant Mayor Splaine asked how long would the project take. City Manager Bohenko said there is a list of projects that Public Works Director Rice have ahead of them and we may do a PowerPoint presentation for the City Council. He said we have many projects moving forward. We are in the process of putting our maps up on-line of the projects and the presentation may be held at the second meeting in March.

Councilor Kennedy asked about replacement of parking meters. She would like to see meters that take dollar bills and would like to know where we are on that discussion. She is concerned with replacing meters that are only 6 years old. Public Works Director Rice said we project 250 meters that accept dollar bills will be installed in the next 2 months. He said the technology was not good we have determined it was not feasible. He said the weather and high impact on the machines is the reason for the need to replace the pay and display meters that are only 6 years old. Councilor Kennedy stated she does not want to see any more pay and display meters put in.

City Manager Bohenko said the \$1.1 million dollars is at the end of the budget process. He said over the last 7 to 8 years we have tried to increase it at \$1.5 million dollars. He said during the budget process the Capital Improvement Plan is reduced and this is a plan and helps the City Council make policy decisions. He addressed the policies followed for resolution bonding.

Councilor Thorsen said his comments are setting the stage. He said after tonight the language changes to the plan that the City Council approved.

On a roll call 8-1, voted to adopt the Capital Improvement Plan for FY2015-FY2020. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Lown, Dwyer, Morgan, Spear and Mayor Lister voted in favor. Councilor Thorsen voted opposed.

3. Request to Renew Lease Agreement for Sons of Italy

Councilor Kennedy moved to extend the Lease Agreement with the Sons of Italy at One Plains Avenue, for a period of one year from April 1, 2014 through March 31, 2015. Seconded by Councilor Lown.

On a unanimous roll call vote, 9-0 motion passed.

4. Proposed License Request from Wright Avenue, LLC RE: 67, 73, 77 State Street

City Manager Bohenko had Planning Director Taintor briefly explain the proposed license request from Wright Avenue, LLC. Planning Director Taintor said the building was approved by the Planning Board, Site Review process and Historic District Commission. He said it is a parking lot across from Rosa's Restaurant and it would be a 4 story building with mixed use and the building will be built to the sidewalk. He stated the owner is requesting a license over various parts of the City property for sidewalks on State Street. Planning Director Taintor said the sidewalks will be open after June 25th for the yellow area and maybe a staging area for construction offices and will take up 4 spaces and it will be a wide sidewalk area. He said 2 parking spaces will be relocated to the other side of the parking lot for ADA requirements. Planning Director Taintor said we would be losing 5 parking spaces temporarily. He indicated a license would be granted based on 8 parking spaces.

City Manager Bohenko said the developer would pay a license over \$7,200.00 per month.

Councilor Spear moved to authorize the City Manager to negotiate and enter into a license with Wright Avenue, LLC to facilitate construction activities at 77 State Street, which includes a license fee of \$30.00 per parking space per day. Seconded by Councilor Lown.

On a unanimous roll call vote, 9-0 motion passed.

City Manager's Informational Items

- SEA-3 Update

City Manager Bohenko said the packet included a Sea-3 update and there is a web page for this matter on the website. He said Mayor Lister signed a letter to the legislative delegation requesting a number of things and the letter will be posted. He has had a staff meeting with Town Administrators in the area on this matter, a Department of Transportation inspector attended and we are trying to get those minutes on the website tomorrow. He said we are trying to get a meeting with Pan Am between the City of Portsmouth and the Town of Newington.

Assistant Mayor Splaine thanked City Manager Bohenko and Mayor Lister for presenting at the Planning Board meeting at the Town of Newington. He would like to request the City Manager consider and report back to the City Council and explore the idea to hire a safety and security consultant to do a risk assessment. Assistant Mayor Splaine said this is a serious matter and we need to be as armed as we can. City Manager Bohenko said consultants' would love to be hired by the City of Portsmouth and he would like to do research on the type of consultant we feel could work best. Assistant Mayor Splaine asked if City Manager Bohenko could come back and provide information to the City Council at the March 3rd meeting. City Manager Bohenko said we can try.

Assistant Mayor Splaine requested that SEA-3 be placed under his name for the March 3, 2014 City Council meeting agenda for an update.

Councilor Shaheen said there are regional implications to this and feels there is a need for a regional meeting. City Manager Bohenko said it might be the Regional Planning Commission.

Assistant Mayor Splaine asked the our Fire Chief meet and call a regional meeting of his own to consider whether we are prepared and if training is needed for this type of emergency. City Manager Bohenko said he spoke with Chief Achilles and there was a regional meeting of the Fire Chief's and he would provide that information to the City Council upon receiving it from Chief Achilles.

B. MAYOR LISTER

1. Appointments to be Considered:

- Dana Levenson reappointment to Economic Development Commission
- Francesca Marconi Fernald reappointment to Peirce Island Committee
- Chris Hubbard reappointment to Peirce Island Committee
- Lisa Louttit reappointment to Peirce Island Committee
- Steve Marison reappointment to Peirce Island Committee
- John McVay reappointment to Peirce Island Committee
- Robert Pollard reappointment to Peirce Island Committee
- Richard Smith reappointment to Peirce Island Committee
- Marc Stettner reappointment to Peirce Island Committee
- Harold Whitehouse reappointment to Peirce Island Committee
- Peter Bresciano reappointment to Taxi Commission
- John Palreiro reappointment to Taxi Commission
- Dana Levenson reappointment to Trustees of the Trust Fund
- Cliff Lazenby appointment to Citywide Neighborhood Steering Committee
- Shelley Saunders (current alt) appointment to Conservation Commission
- R. Bruce Boley appointment to Library Trustee Board
- Jack Jamison appointment to Library Trustee Board
- Josh Denton appointment to Sustainable Practices Blue Ribbon Committee

The City Council considered the appointments listed above and action will be taken at the March 3, 2014 City Council meeting.

2. Appointments to be Voted:

- Justin Finn to the Planning Board, Alternate
- Gibson “Mike” Kennedy to the Portsmouth Housing Authority

Councilor Spear moved to appoint Justin Finn to the Planning Board as an Alternate until December 31, 2015 filling the unexpired term of Elizabeth Moreau. Seconded by Councilor Shaheen.

On a roll call 8-0, voted to appoint Gibson “Mike” Kennedy to the Portsmouth Housing Authority until April 1, 2015 filling the unexpired term of T. Stephen McCarthy. Councilor Shaheen abstained from voting on this appointment.

3. Appointment of Ken Smith to Chair Mayor’s Blue Ribbon Committee for the 2023 Quadri-centennial Celebration (*Appointment of committee members to be determined*)

Mayor Lister advised the City Council that he is appointing Ken Smith as Chair of the Mayor’s Blue Ribbon Committee for the 2023 Quadri-centennial Celebration.

C. ASSISTANT MAYOR SPLAINE

1. Resident Parking Review

Assistant Mayor Splaine withdrew this item until the March 3, 2014 City Council meeting.

D. COUNCILOR KENNEDY

1. Transportation Center

Councilor Kennedy moved to ask the Economic Development Commission and the Parking Traffic & Safety Committee to locate a place for a Transportation Center that will support the Community of Portsmouth. Seconded Assistant Mayor Splaine.

Councilor Kennedy said she has done much research and there is usually a transportation center off of a major artery to provide transportation to and from.

Councilor Spear said he would vote against the motion. He said there is a transportation center at Pease Tradeport and the need has been met.

Councilor Kennedy said she would like to have a committee look at this and come back with suggestions and ways to look at it.

City Manager Bohenko requested that the City Council be allowed for the next City Council meeting to receive an update from Juliet Walker our Transportation Planner on what we are doing presently. He said we need to receive an update on the context of what we are doing now. He said the Economic Development Commission and Parking Traffic & Safety Committee have many items before them right now. City Manager Bohenko said it is important to hear from the staff first because there is a great deal of staff work being done right now on this.

Councilor Lown agrees with comments made by City Manager Bohenko and Councilor Spear. He said we need to stop making these ad-hoc decisions. He said the Transportation Committee last year made a report and is now implementing the 30 page report to address all of this. It makes more sense to do what the City Manager is requesting.

Councilor Morgan said she understands what Councilor Kennedy is requesting. She does not feel it is intended to take more time from the staff. She said we can look at all parts on transportation. She feels it is a holistic approach.

Mayor Lister asked if Councilor Kennedy would be willing to withdraw her motion until we have information from the staff.

Councilor Kennedy said she would be willing to withdraw as long as the City Council looks at the big picture of transportation. She said the City's website is great and has many recommendations. She said the recommendation of Portsmouth Listens and the first consultant report are not on the website. We need small and large business owners involved. Councilor Kennedy said there are small business owners that are not part of the plan and feel they are not being heard.

Councilor Kennedy withdrew this item until Juliet Walker, Transportation Planner, provides a presentation updating the City Council on Transportation matters and Assistant Mayor Splaine the second to the motion, agreed.

2. Establish Transportation Committee (Discussion Purposes Only)

Assistant Mayor Splaine thanked Councilor Kennedy for bringing this matter up. He feels we have lost focus on finding solutions. He said there is a great deal of opinions on a downtown garage and a myth out there that everyone uses downtown. He said many residents don't go downtown and he would like Councilor Kennedy to come back in a month to create a transportation committee.

Councilor Kennedy asked Mayor Lister if he is willing to set up a transportation committee.

Councilor Spear said people are not paying attention; we had a transportation committee created by former Mayor Ferrini before he left office to look at the big picture and an action report came out. He said things are happening on a holistic big picture that include outside the downtown.

Councilor Kennedy said the key in Councilor Spear's comments is he used downtown. She said the issue is more than downtown there are people concerned with getting around the entire City. She said we need to look at the community as a whole.

Councilor Kennedy moved to create a Transportation Committee inclusive of all Portsmouth residents. Seconded by Assistant Mayor Splaine.

Councilor Shaheen said the Parking Traffic & Safety Committee responsibility is to look at transportation.

City Manager Bohenko said he feels it is a broader issue that needs to be looked at. He said he would like to have the City Council receive an update from our Transportation Planner and then have this discussion after the March 3rd City Council meeting.

Councilor Shaheen said we need to know if Parking Traffic & Safety Committee would be appropriate to look at the broader issues of transportation.

Mayor Lister passed the gavel to Assistant Mayor Splaine.

Mayor Lister said he wants to support Councilor Kennedy's idea for a Transportation Committee. He would vote against the motion because he wants to hear from staff first.

Assistant Mayor Splaine returned the gavel to Mayor Lister.

Councilor Kennedy asked City Manager Bohenko when we could hear from staff. City Manager Bohenko said he would try for the March 3rd City Council meeting. He said you can have the item again under your name. He said if you are going to have a Transportation Committee you put the Transportation Center under that. He further stated in watching the work load of the Economic Development Commission and Parking Traffic & Safety Committee that would not be the place to put it. We need to be more efficient with our time and committees.

Councilor Kennedy said she will place the item under her name after we have a report from Juliet Walker.

Councilor Shaheen moved to suspend the rules in order to continue the meeting beyond 10:00 p.m. Seconded by Assistant Mayor Splaine.

On a unanimous roll call vote, 9-0, motion passed.

Councilor Kennedy requested that this item be placed on the agenda under her name for the March 3, 2014 City Council meeting.

E. COUNCILOR THORSEN

1. Request to Establish a Mayoral Blue Ribbon Committee to Research Conflict of Interest Reporting Requirements as prescribed by City Charter and Report Back with Findings and Recommendations for further action

Councilor Thorsen said this is informational only. He has outlined what he feels is a process to follow for consideration by Mayor Lister.

Councilor Morgan thanked Councilor Thorsen for taking the time on this matter. She said she supports the items outlined in his memorandum.

XII. MISCELLANEOUS/UNFINISHED BUSINESS

Mayor Lister wished Chuck McMahon the best for his future endeavor.

Mayor Lister also asked people to be patient with the snow plowing. He said the Public Works Department has spent many hours to clear our streets and people are working long and hard on this. He also said we have a lack of salt in the City.

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

At 10:15 p.m., Councilor Spear moved to adjourn. Seconded by Councilor Lown and voted.



Kelli L. Barnaby, CMC/CNHMC
City Clerk

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Portsmouth City Council on Monday, May 5, 2014 at 7:00 p.m., Eileen Dondero Foley Council on a Proposed Ordinance amending Chapter 7, Article I, Section 7.103 – Parking and Traffic Safety Committee by the addition of one (1) alternate Committee Member. The complete Ordinance is available for review in the Office of the City Clerk and Portsmouth Public Library, during regular business hours.

KELLI L. BARNABY, CMC/CNHMC
CITY CLERK

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KELLI L. BARNABY, CMC/CNHMC
CITY CLERK

#12517

11P 4/25

ORDINANCE #
THE CITY OF PORTSMOUTH ORDAINS

That Chapter 7, Article I of the Ordinances of the City of Portsmouth be amended as follows (deletions from existing language ~~stricken~~; additions to existing language **bolded**; remaining language unchanged from existing):

Section 7.103 PARKING AND TRAFFIC SAFETY COMMITTEE

There is hereby created a Parking and Traffic Safety Committee under the terms and conditions described herein:

- A. The Parking and Traffic Safety Committee ("Committee") shall consist of nine (9) **regular** members **and one (1) alternate** appointed by the Mayor and City Council. The composition of the Committee shall be the City Manager, Police Chief, Fire Chief, Public Works Director or their respective designees as well as a member of the City Council and **five (5) ~~four (4)~~** residents of the City (**4 regular members and one alternate**). The City Manager, Police Chief, Fire Chief and Public Works Director (or their respective designees) shall serve during their terms of employment with the City. The City Council member shall serve co-terminus with his/her as a member of the Council. Each of the **five (5) ~~four (4)~~** resident members of the Committee shall serve a term of three (3) years from the date of appointment. The Committee shall take office upon completed appointment of the **five (5) ~~four (4)~~** resident members. In the first instance the City Council member of the Committee shall serve as Chairperson until the first meeting of the subsequent calendar year. Thereafter, at its first meeting of any calendar year the Committee shall select a Chair who shall serve until another member is selected Chair at the first meeting of the subsequent calendar year.

The City Clerk shall properly alphabetize and/or re-number the ordinance as necessary in accordance with this amendment.

All ordinances or parts of ordinances inconsistent herewith are hereby deleted.

This ordinance shall take effect upon its passage.

APPROVED:

Robert Lister, Mayor

ADOPTED BY COUNCIL:

Kelli L. Barnaby, City Clerk

H:\ordinances\7.103 -# of alternate

PORTSMOUTH POLICE DEPARTMENT

MEMORANDUM

DATE: 16 APRIL, 2014
TO: JOHN P. BOHENKO, CITY MANAGER
FROM: JOHN F. GOLUMB, CHAIRMAN, PORTSMOUTH POLICE COMMISSION
STEPHEN J. DUBOIS, CHIEF OF POLICE
RE: GRANTS & DONATIONS

At the April 16th, 2014 monthly Police Commission meeting, the Board of Police Commissioners approved and accepted the following grants and donations:

1. Grants & Donations:

- A grant in the amount of \$35,000 from the Dept. of Justice in support of the Victim/Witness Advocate position at the Portsmouth Police Department.
- Grants as follows from the State Highway Safety Agency:
 - \$6,864 for "Portsmouth DWI/DUI Patrols"
 - \$6,864 for (2) Sobriety Checkpoints in Portsmouth
 - \$5,148 for "Portsmouth Pedestrian Patrols"
 - \$5,148 for "Portsmouth Red Light Running Patrols"
 - \$5,148 for "Portsmouth Enforcement Patrols"
 - \$2,808 for "Join the Clique" seat belt campaign
- Donations:
 - A donation in the amount of \$300 from Mr. Jason Page for two tuition scholarships to the Explorer Cadet Academy.
 - A donation in the amount of \$300 from Mr. & Mrs. David Brown for two tuition scholarships to the Explorer Cadet Academy.

We submit the information to you pursuant to City Policy Memorandum #94-36, for the City Council's consideration and approval at their next meeting.

Respectfully submitted,


John F. Golumb, Chairman
Board of Police Commissioners


Stephen J. DuBois, Chief of Police

copies: Board of Police Commissioners, Finance Director Judie Belanger, Admin. Mgr. Karen Senecal, Business Assistant Tammie Perez

ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

February 28, 2014

REC'D MAR 7 - 2014

Stephen J. Dubois, Chief
Portsmouth Police Department
3 Junkins Drive
Portsmouth, New Hampshire 03801

Re: 2014 Violence Against Women Federal Grant Program - Award # 2014W042

Dear Chief Dubois:

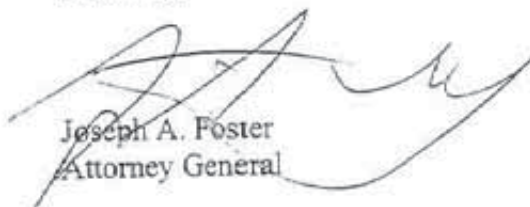
I am pleased to inform you that grant funding in the amount of \$35,000 has been approved by the Governor and Executive Council to your agency. The time period for this award is from January 1, 2014 through December 31, 2014.

Enclosed please find the original grant award that will need to be signed and dated by you and returned to this office, retaining a copy for your records. We have also enclosed a copy of your expenditure report for your review and initial financial expenditure filing. Expenditure reports must be submitted to this office on a quarterly basis, with a due date of 15 days beyond the previous quarter. For example, with an award that begins Jan. 1- the first quarterly expenditure report will be due on April 15th. Expenditure reports submitted beyond the due date are considered out of compliance. A Microsoft Excel spreadsheet version of the expenditure report designed to facilitate your reporting is available from this office upon your request.

Should you have any questions concerning your grant project, please contact Susan Dearborn of the Grants Management Unit by email at susan.dearborn@doj.nh.gov or by phone at 271-8091.

Congratulations and thank you for your efforts on behalf of victims of violent crimes in New Hampshire.



Sincerely,


Joseph A. Foster
Attorney General

JAF/shd
enclosure

Mailed signed copy
3/14/14

STATE OF NEW HAMPSHIRE
DEPARTMENT OF JUSTICE
GRANT AWARD

Agency Name:	Portsmouth Police Department	Vendor No.:	159594-B001
Program Name:	PD Victim Assistant	Amount:	\$ 35,000.00
Grant Start Date:	01/01/2014	State Grant Number:	2014W087
Grant End Date:	12/31/2014	Federal Grant Number:	2013-WF-AX-0016
Appropriation No.:	02-20-20-201510-5017-072-500574		
Head of Agency	Project Director	Fiscal Officer	
Stephen J. Dubois Portsmouth Police Chief 3 Junkins Drive Portsmouth, NH 03801 603-610-7572	Kristin Maki V/W Advocate 3 Junkins Drive Portsmouth, NH 03801 603-610-7464	Karen Senecal 3 Junkins Ave. Portsmouth, NH 03801 603-610-7416	
Federal Grant Name:	Violence Against Women Act - 2013		
Federal Agency:	United States Department of Justice		
Bureau/Office:	Office on Violence Against Women		
CFDA Number:	16.588		
Purpose of Grant:	DV/SA Victim Advocate		
Program Requirements:	See signed Program Guidelines and Special Conditions.		
Match Requirements:	Match funds must be generated from program		
Program income Requirements:	allowable activities.		
Reporting Requirements:	Monthly or quarterly financial reports Annual performance report and audit Adherence to State and Federal guidelines and special conditions		
Approval	Program Agency	NH Department of Justice	
Name	 Stephen J. Dubois	 Rosemary Faretra	
Title	Portsmouth Police Chief	Director of Administration	
Date	3/11/14	3-4-2014	
All terms of this grant award are not valid unless signed by both authorized parties.			

CONTRACTUAL AGREEMENT FOR HIGHWAY SAFETY PROJECT GRANT

For HSA Use Only

State Of New Hampshire
Highway Safety Agency
78 Regional Drive, Building 2
Concord, NH 03301-8530

Date Received	Project Number
March 24, 2014	#308-14A-045
Date Approved	PSP and Task #
March 24, 2014	14-11, 02

Part I

<p>1. Project Title</p> <p>Portsmouth DWI/DUI Patrols</p>	<p>2. Type of Application (Check One)</p> <p><input checked="" type="checkbox"/> Initial</p> <p><input type="checkbox"/> Revision</p> <p><input type="checkbox"/> Continuation</p>
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3. Applicant	
<p>A. Name of Agency DUNS Number 073976706</p> <p>Portsmouth Police Department</p>	<p>B. Address of Agency</p> <p>3 Junkins Avenue Portsmouth NH 03801-4511</p>
<p>C. Government Unit (Check One)</p> <p><input type="checkbox"/> State</p> <p><input checked="" type="checkbox"/> City/Town</p> <p><input type="checkbox"/> County</p> <p><input type="checkbox"/> Other (specify):</p>	<p>D. Name Address of Governmental Unit</p> <p>City of Portsmouth One Junkins Avenue Portsmouth, NH 03801</p>

<p>Contract Duration</p> <p>A. Contract Period</p> <p>Start Date: March 1, 2014</p> <p>Termination Date: September 15, 2014</p>	<p>Functional Area K8 - 410 Alcohol SAFETEA-LU</p> <p>CFDA# 20.601</p> <p>Program Title Alcohol Traffic Safety & Drunk Driving Preven</p> <p>Funding Source National Highway Traffic Safety Administratio</p>
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6. Description of Project (Describe in detail in Schedule A) and Source of Funds

Budget (Provide itemization as called for on Schedule B) and Source of Funds

Cost Category	Total Budget	Federal Budget	Local Budget	State Budget	Other Funds
a. Personnel Services	\$6,864.00	\$6,864.00			
b. Current Expense					
c. Equipment					
d. Indirect Costs Audit					
e. Contractual Services					
f. Other					
Total Estimated Costs Including Non-Federal Share	\$6,864.00	\$6,864.00			

7. Local Benefit:

is anticipated that the federal share for local benefit will be: 100% (\$6,864.00)

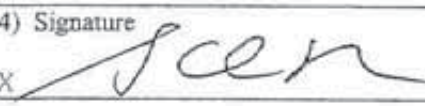
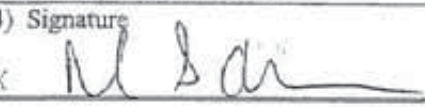
Part II

BUDGET AND PERSONNEL DATA


a. Personnel Services (OVERTIME DWI PATROLS) Salary: 24 patrols x 4 hours/patrol x \$55.00/hour \$5,280.00 Payroll-related deductions: \$5,280.00 x 30 percent 1,584.00 *See Proposed Solution (page 3) for explanation of pay rates			\$6,864.00
b. Current Expenses			
c. Equipment			
d. Indirect Costs and Audit Expense			
e. Contractual Services			
f. Travel Expenses			
Total			\$6,864.00

Part III

Acceptance of Conditions. It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to regulations governing grant which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name Stephen J. DuBois	2) Title Chief, Portsmouth Police Department	3) Address 3 Junkins Avenue Portsmouth, NH 03801
4) Signature X 		5) Telephone Number 610-7572
B. Authorized Official		
1) Name John P. Bohenic DAVID S. ALLEN	2) Title Portsmouth City Manager, DEPUTY	3) Address One Junkins Avenue Portsmouth, NH 03801
4) Signature X 		5) Telephone Number 431-2000

Part IV (For HSA Use Only)

1. Approval Date March 24, 2014	2. Signature & Title  Peter M. Thomson, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$6,864.00	

**SCHEDULE A
GENERAL PROJECT INFORMATION**

Description of Project

STATEMENT OF PROBLEM/NEED: The City of Portsmouth is home to many restaurants, bars, shops, and businesses. Portsmouth is one of the oldest settlements of the United States. The area was first settled as Strawberry Banke in 1623, and is the sixth oldest town in the United States.

Portsmouth's history and numerous community events attract tens of thousands of people to an already congested downtown. Large crowds of people attend the Chowder Festival, The Annual Market Square Day, The Annual Taste of the Nation at Strawberry Banke, Fireworks, The Seacoast Jazz Festival, The Bow Street Fair (craft fair), The Folk and Acoustic Festival, The Arts Festival, and The Blues Festival.

The City of Portsmouth continues to grow as a major center of attraction for seacoast residents and tourists visiting the state. Driving while impaired continues to be a problem on roads traversing the City of Portsmouth. The night-life offered by the numerous bars and restaurants creates an atmosphere that encourages the drinking of alcoholic beverages. Despite joint efforts with the NH Bureau of Liquor Enforcement, over-serving is commonplace. The direct result is a high number of impaired drivers leaving the city in motor vehicles while under the influence of intoxicating liquor. This poses a severe safety risk to the motoring public. Presently in the City of Portsmouth there are 87 establishments that serve alcohol and 42 establishments that sell alcohol.

Many of the bars and restaurants are frequented by college students from UNH on Thursday night (promo nights) before they go home on Friday for the weekend. The majority of DWI/DUI arrests in Portsmouth occur on Thursday, Friday, Saturday and holidays between the hours of 9:00 PM-3:00 AM. Drinking and driving is also a problem on Thursday nights because many establishments have promotional nights that offer half price drinks to attract patrons.

Year	DWI Arrests
2010	65
2011	64
2012	54

Although statistics show a decrease in DWI/DUI arrests over the last three years, this can, in part, be attributed to the fact that the Portsmouth Police Department has made a concerted effort to address the problem through conducting overtime patrols funded by the NH Highway Safety Agency.

Additional funds are needed in order for the police department to continue to establish enforcement efforts. Without this continued effort, additional dedicated enforcement will not be conducted and the infractions will surely increase.

PROPOSED SOLUTION: In an effort to combat the DWI problem, the Portsmouth Police Department will hire, on an off-duty basis, officers who have completed training in the identification of intoxicated drivers. These fully trained officers will conduct one-man DWI enforcement patrols (24 4-hour shifts) on those evenings (Thursday, Friday, Saturday, and holidays) and during those times (9:00 PM-3:00 AM) when the drunk driver is felt to be most prevalent. It is understood that one (1) overtime DWI/DUI patrol will be conducted during NHTSA's "Driver Sober or Get Pulled Over" mobilization scheduled for August 13-September 1, 2014. Primary emphasis will be placed on apprehending the drunk driver; however, adherence to all traffic laws, including the state's occupant protection law, will be monitored and enforced. It is understood that these patrols will be conducted on an overtime basis and officers will be paid at their overtime (1.5) rate for work exceeding their normal 40 hours per week. Part-time officers will be paid at their normal hourly rate.

ANTICIPATED RESULTS: The DWI enforcement campaign will increase law enforcement's ability to apprehend DWI/DUI offenders, as well as deterring many would-be drunk drivers from getting behind the wheel in the first place. The goal is to provide safe motoring to the public and to reduce the number of DWI/DUI-related crashes both within the city limits, as well as in bordering seacoast towns. It is anticipated that each four-hour patrol conducted will result in one (1) DWI/DUI arrest.

ADDITIONAL CONTRACT CONDITIONS: It is agreed that "Overtime Selective Traffic Enforcement Program Report" forms (HS-200) will be completed for each patrol and submitted to the NH Highway Safety Agency along with requests for reimbursement.

New Hampshire's Child Passenger Safety law is a primary law. A driver should be stopped for violating RSA 265:107-a which requires that all vehicle occupants under the age of 18 riding in a motor vehicle must be restrained and properly fastened in a safety belt and children under the age of 6 must be restrained and properly secured in an approved child passenger safety seat. It is agreed that whenever a stop is made during a patrol supported by this agreement, action will be taken to enforce the state's child passenger safety law.

The recipient of these funds is encouraged to provide programs to encourage the use of safety belts by all drivers and passengers in motor vehicles (U.S.C. 1200.11 (a)(d)) and to adopt and enforce seat belt use policies for employees operating company-owned, rented, or personally-owned vehicles when performing official business.

See attached Addenda for additional information that is hereby made a part of this contractual agreement.

**CONTRACTUAL AGREEMENT
FOR HIGHWAY SAFETY PROJECT GRANT**

State Of New Hampshire
Highway Safety Agency
178 Regional Drive, Building 2
Concord, NH 03301-8530

For HSA Use Only

Date Received March 24, 2014	Project Number #308-14A-046
Date Approved March 24, 2014	PSP and Task # 14-11, 03

Part I

1. Project Title Portsmouth Sobriety Checkpoints (2)	2. Type of Application (Check One) <input checked="" type="checkbox"/> Initial <input type="checkbox"/> Revision <input type="checkbox"/> Continuation
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3. Applicant	
A. Name of Agency DUNS Number 073976706 Portsmouth Police Department	B. Address of Agency 3 Junkins Avenue Portsmouth NH 03801-4511
C. Government Unit (Check One) <input type="checkbox"/> State <input checked="" type="checkbox"/> City/Town <input type="checkbox"/> County <input type="checkbox"/> Other (specify):	D. Name Address of Governmental Unit City of Portsmouth One Junkins Avenue Portsmouth, NH 03801

4. Contract Duration a. Contract Period Start Date: March 1, 2014 Termination Date: September 15, 2014	Functional Area K8 - 410 Alcohol SAFETEA-LU CFDA# 20.601 Program Title Alcohol Traffic Safety & Drunk Driving Preven Funding Source National Highway Traffic Safety Administratio
---	---

6. Description of Project (Describe in detail in Schedule A) and Source of Funds

Budget (Provide itemization as called for on Schedule B) and Source of Funds					
Cost Category	Total Budget	Federal Budget	Local Budget	State Budget	Other Funds
a. Personnel Services	\$6,864.00	\$6,864.00			
b. Current Expense					
c. Equipment					
d. Indirect Costs Audit					
e. Contractual Services					
f. Other					
Total Estimated Costs Including Non-Federal Share	\$6,864.00	\$6,864.00			

7. Local Benefit:


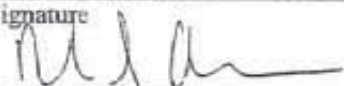
It is anticipated that the federal share for local benefit will be: 100% (\$6,864.00)

Part II


BUDGET AND PERSONNEL DATA		
a. Personnel Services (OVERTIME SOBRIETY CHECKPOINTS)		
Salary: 2 checkpoints x 8 officers x 6 hours/checkpoint x \$55.00/hour*	\$5,280.00	
Payroll-related deductions: \$5,280.00 x 30 percent	1,584.00	\$6,864.00
*includes 1 OIC and 1 safety officer		
*See Proposed Solution (page 3) for explanation of pay rates		
b. Current Expenses		
c. Equipment		
d. Indirect Costs and Audit Expense		
e. Contractual Services		
f. Travel Expenses		
Total		\$6,864.00

Part III

Acceptance of Conditions. It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to the regulations governing grant which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name Stephen J. DuBois	2) Title Chief, Portsmouth Police Department	3) Address 3 Junkins Avenue Portsmouth, NH 03801
4) Signature 		5) Telephone Number 610-7572
B. Authorized Official		
1) Name John P. Bohenic David S. Allen	2) Title Portsmouth City Manager, DEPUTY	3) Address One Junkins Avenue Portsmouth, NH 03801
4) Signature 		5) Telephone Number 431-2000

Part IV (For HSA Use Only)

1. Approval Date March 24, 2014	2. Signature & Title  Peter M. Thomson, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$6,864.00	

**CONTRACTUAL AGREEMENT
FOR HIGHWAY SAFETY PROJECT GRANT**

State Of New Hampshire
Highway Safety Agency
166 Regional Drive, Building 2
Concord, NH 03301-8530

For HSA Use Only

Date Received	Project Number
March 24, 2014	#314-14A-005
Date Approved	PSP and Task #
March 24, 2014	14-07, 02

Part I

1. Project Title Portsmouth Pedestrian Patrols	2. Type of Application (Check One) <input checked="" type="checkbox"/> Initial <input type="checkbox"/> Revision <input type="checkbox"/> Continuation
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3. Applicant	
A. Name of Agency DUNS Number 073976706 Portsmouth Police Department	B. Address of Agency 3 Junkins Avenue Portsmouth NH 03801-4511
C. Government Unit (Check One) <input type="checkbox"/> State <input checked="" type="checkbox"/> City/Town <input type="checkbox"/> County <input type="checkbox"/> Other (specify):	D. Name Address of Governmental Unit City of Portsmouth One Junkins Avenue Portsmouth, NH 03801

4. Contract Duration .. Contract Period Start Date: March 1, 2014 Termination Date: September 15, 2014	Functional Area PS - Pedestrian/Bicycle Safety CFDA# 20.600 Program Title State & Community Highway Safety Funding Source National Highway Traffic Safety Administratio
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6. Description of Project (Describe in detail in Schedule A) and Source of Funds

Budget (Provide itemization as called for on Schedule B) and Source of Funds

Cost Category	Total Budget	Federal Budget	Local Budget	State Budget	Other Funds
a. Personnel Services	\$5,148.00	\$5,148.00			
b. Current Expense					
c. Equipment					
d. Indirect Costs Audit					
e. Contractual Services					
f. Other					
Total Estimated Costs Including Non-Federal Share	\$5,148.00	\$5,148.00			

7. Local Benefit:



* is anticipated that the federal share for local benefit will be: 100% (\$5,148.00)

Part II


BUDGET AND PERSONNEL DATA		
a. Personnel Services (OVERTIME PEDESTRIAN PATROLS)		
Salary: 18 patrols x 4 hours/patrol x \$55.00/hour	\$3,960.00	
Payroll-related deductions: \$3,960.00 x 30 percent	1,188.00	\$5,148.00
*See Proposed Solution (page 3) for explanation of pay rates		
b. Current Expenses		
c. Equipment		
d. Indirect Costs and Audit Expense		
e. Contractual Services		
f. Travel Expenses		
Total		\$5,148.00

Part III

Acceptance of Conditions: It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to the regulations governing grant which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name Stephen J. DuBois	2) Title Chief, Portsmouth Police Department	3) Address 3 Junkins Avenue Portsmouth, NH 03801
4) Signature X 		5) Telephone Number 610-7572
B. Authorized Official		
1) Name John P. Bohenko DAVID S. ALLEN	2) Title Portsmouth City Manager, DEPUTY	3) Address One Junkins Avenue Portsmouth, NH 03801
4) Signature X 		5) Telephone Number 431-2000

Part IV (For HSA Use Only)

1. Approval Date March 24, 2014	2. Signature & Title  Peter M. Thomson, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$5,148.00	

**SCHEDULE A
GENERAL PROJECT INFORMATION**

Description of Project

STATEMENT OF PROBLEM/NEED: The City of Portsmouth is home to many restaurants, bars, shops, and businesses. Portsmouth is one of the oldest settlements of the United States. The area was first settled as Strawberry Banke in 1623, and is the sixth oldest town in the United States.

The City of Portsmouth's history and numerous community events attract tens of thousands of people to an already congested downtown. Large crowds of people attend the Chowder Festival, the Annual Market Square Day, the Annual Taste of the Nation at Strawberry Banke, fireworks, the Seacoast Jazz Festival, the Bow Street Fair (craft fair), the Folk and Acoustic Festival, the Arts Festival, and the Blues Festival.

The Portsmouth Middle School is in close proximity to the downtown area. During the school year there are six early release days when the students are dismissed at 11:00 AM. Many of these students are unsupervised as they walk to the downtown area saturated with pedestrians who are "j-walking" and ignoring signage at crosswalks, as well as motorists not stopping for pedestrians using crosswalks. The problem of pedestrian violations occurs daily (Sunday through Saturday) and is prevalent between the hours of 6:00 AM and 9:00 PM Monday through Friday and on Saturday and Sundays from 11:00 AM-7:00 PM. Many people are visiting these stores, shops, or businesses from the time these shops open until they close. Business owners typically are getting their establishments ready for business during early morning hours and can be found crossing streets in Portsmouth early. During some of the major events (Chowder Festival, the Annual Market Square Day) vendors are setting up very early (6:00 AM) and a large influx of people (pedestrians) visit vendors throughout the day into the evening hours.

Year	MV Crashes Involving Pedestrians
2010	10
2011	10
2012	19

Pedestrian Violations

Year	Pedestrian Warnings	Pedestrian Summonses
2010	11	6
2011	2	2
2012	1	1

Although statistics show a decrease in pedestrian warnings and summonses over the last three years, this can, in part, be attributed to the fact that the Portsmouth Police Department has made a concerted effort to address the problem through conducting overtime patrols funded by the NH Highway Safety Agency. Additional funds are needed in order for the police department to continue to establish enforcement efforts. Without this continued effort, additional dedicated enforcement will not be conducted and the infractions will surely increase.

PROPOSED SOLUTION: In an effort to combat the problems being experienced with pedestrian violations, the Portsmouth Police Department will hire, on an off-duty basis, officers to work one-man overtime pedestrian enforcement patrols (18 4-hour shifts) on those days and during those times (Monday-Friday 6:00 AM-9:00 PM and Saturday and Sunday 11:00 AM-7:00 PM) when the violations are felt to be most prevalent. Adherence to all traffic laws, including the state's occupant protection law, will be monitored and enforced. It is understood that these patrols will be conducted on an overtime basis and officers will be paid at their overtime (1.5) rate for work exceeding their normal 40 hours per week. Part-time officers will be paid at their normal hourly rate.

ANTICIPATED RESULTS: Intense enforcement and visibility will result in a continuing perception that the Portsmouth Police Department takes pedestrian safety seriously. The goal is to increase the number of motor vehicle stops and to create a high visibility enforcement effort at crosswalk locations. It is anticipated that for each four-hour patrol conducted that two (2) pedestrian summonses and four (4) warnings will be issued for pedestrian violations.

(over)

ADDITIONAL CONTRACT CONDITIONS: It is agreed that "Overtime Selective Traffic Enforcement Program Report" forms (HS-200) will be completed for each patrol and submitted to the NH Highway Safety Agency along with requests for reimbursement.

New Hampshire's Child Passenger Safety law is a primary law. A driver should be stopped for violating RSA 265:107-a which requires that all vehicle occupants under the age of 18 riding in a motor vehicle must be restrained and properly fastened in a safety belt and children under the age of 6 must be restrained and properly secured in an approved child passenger safety seat. It is agreed that whenever a stop is made during a patrol supported by this agreement, action will be taken to enforce the state's child passenger safety law.

The recipient of these funds is encouraged to provide programs to encourage the use of safety belts by all drivers and passengers in motor vehicles (23 U.S.C. 1200.11 (a)(d)) and to adopt and enforce seat belt use policies for employees operating company-owned, rented, or personally-owned vehicles when performing official business.

See attached Addenda for additional information that is hereby made a part of this contractual agreement.

**CONTRACTUAL AGREEMENT
FOR HIGHWAY SAFETY PROJECT GRANT**

For HSA Use Only

State Of New Hampshire
Highway Safety Agency
178 Regional Drive, Building 2
Concord, NH 03301-8530

Date Received	Project Number
March 24, 2014	#315-14A-121
Date Approved	PSP and Task #
March 24, 2014	14-03, 12

Part I

1. Project Title Portsmouth Red Light Running Patrols	2. Type of Application (Check One) <input checked="" type="checkbox"/> Initial <input type="checkbox"/> Revision <input type="checkbox"/> Continuation
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3. Applicant	
A. Name of Agency DUNS Number 073976706 Portsmouth Police Department	B. Address of Agency 3 Junkins Avenue Portsmouth NH 03801-4511
C. Government Unit (Check One) <input type="checkbox"/> State <input checked="" type="checkbox"/> City/Town <input type="checkbox"/> County <input type="checkbox"/> Other (specify):	D. Name Address of Governmental Unit City of Portsmouth One Junkins Avenue Portsmouth, NH 03801

Contract Duration	Functional Area	PT - Police Traffic Services
A. Contract Period	CFDA#	20.600
Start Date: March 1, 2014	Program Title	State & Community Highway Safety
Termination Date: September 15, 2014	Funding Source	National Highway Traffic Safety Administratio

6. Description of Project (Describe in detail in Schedule A) and Source of Funds

Budget (Provide itemization as called for on Schedule B) and Source of Funds

Cost Category	Total Budget	Federal Budget	Local Budget	State Budget	Other Funds
a. Personnel Services	\$5,148.00	\$5,148.00			
b. Current Expense					
c. Equipment					
d. Indirect Costs Audit					
e. Contractual Services					
f. Other					
Total Estimated Costs Including Non-Federal Share	\$5,148.00	\$5,148.00			

7. Local Benefit:

It is anticipated that the federal share for local benefit will be: 100% (\$5,148.00)

Part II

BUDGET AND PERSONNEL DATA		
a. Personnel Services (OVERTIME RED LIGHT RUNNING ENFORCEMENT)		
Salary: 18 patrols x 4 hours/patrol x \$55.00/hour	\$3,960.00	
Payroll-related deductions: \$3,960.00 x 30 percent	1,188.00	\$5,148.00
*See Proposed Solution (page 3) for explanation of pay rates		
b. Current Expenses		
c. Equipment		
d. Indirect Costs and Audit Expense		
e. Contractual Services		
f. Travel Expenses		
Total		\$5,148.00

Part III

Acceptance of Conditions. It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to regulations governing grant which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name Stephen J. DuBois	2) Title Chief, Portsmouth Police Department	3) Address 3 Junkins Avenue Portsmouth, NH 03801
4) Signature <i>San</i>		5) Telephone Number 610-7572
B. Authorized Official		
1) Name John P. Bohenko	2) Title Portsmouth City Manager	3) Address One Junkins Avenue Portsmouth, NH 03801
4) Signature X		5) Telephone Number 431-2000

Part IV (For HSA Use Only)

1. Approval Date March 24, 2014	2. Signature & Title <i>Peter M. Thomson</i> Peter M. Thomson, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$5,148.00	

**SCHEDULE A
GENERAL PROJECT INFORMATION**

Description of Project

STATEMENT OF PROBLEM/NEED: The City of Portsmouth is home to many restaurants, bars, shops, and businesses. Portsmouth is one of the oldest settlements of the United States. The area was first settled as Strawberry Banke in 1623 and is the sixth oldest town in the United States.

The City of Portsmouth's history and numerous community events attract tens of thousands of people to an already congested downtown. Large crowds of people attend the Chowder Festival, the Annual Market Square Day, the Annual Taste of the Nation at Strawberry Banke, fireworks, the Seacoast Jazz Festival, the Bow Street Fair (craft fair), the Folk and Acoustic Festival, the Arts Festival, and the Blues Festival.

Arterial ways throughout the City of Portsmouth handle a heavy volume of traffic. Motorists are not only residents, but also business travelers and tourists who are unfamiliar with the roadways and numerous traffic intersections guarded by both stop signs and traffic signal lights. Red light violators pose one of the most dangerous and hazardous situations for motorists and pedestrians. Lack of enforcement at intersections causes motorists to take risks and speed up to beat the red light creating the potential for crashes.

"Red light runners" are typically those motorists who are rushing to get to work on time, are trying to get to planned events or activities in Portsmouth, or going to the mall. The problem of "Red Light Running" occurs at intersections located throughout the City of Portsmouth Monday through Friday between the hours of 6:00-10:00 AM and evenings from 3:00-7:00 PM and on Saturday and Sunday from 10:00 AM-5:00 PM.

Year	Crashes at Intersections	Red Light Warnings	Red Light Summonses
2010	306	634	226
2011	248	477	84
2012	244	18	7

Although statistics show a decrease in red light summonses and warnings over the last three years, this can, in part, be attributed to the fact that the Portsmouth Police Department has made a concerted effort to address the problem through conducting overtime patrols funded by the NH Highway Safety Agency. Additional funds are needed in order for the police department to continue to established enforcement efforts. Without this continued effort, additional dedicated enforcement will not be conducted and the infractions will surely increase.

PROPOSED SOLUTION: In an effort to combat the problems being experienced with red light running/stop sign violations, the Portsmouth Police Department will hire, on an off-duty basis, up two officers to work two-man overtime enforcement patrols (18 4-hour shifts) on those days and during those times (Monday-Friday 6:00-10:00 AM and 3:00-7:00 PM and Saturday and Sunday 10:00 AM-5:00 PM) when the violations are felt to be most prevalent. Adherence to all traffic laws, including the state's occupant protection law, will be monitored and enforced. It is understood that these patrols will be conducted on an overtime basis and officers will be paid at their overtime (1.5) rate for work exceeding their normal 40 hours per week. Part-time officers will be paid at their normal hourly rate.

ANTICIPATED RESULTS: Intense enforcement and visibility will result in a continuing perception that the Portsmouth Police Department is aggressively enforcing these dangerous red light running violations.

The goal is to increase the number of motor vehicle stops and to create a high visibility effort throughout the city. It is anticipated that each four-hour patrol will result in a minimum of 8-10 summonses/warnings for traffic control device violations which will have a deterrent effect on other driving violations.

ADDITIONAL CONTRACT CONDITIONS: It is agreed that "Overtime Selective Traffic Enforcement Program Report" forms (HS-200) will be completed for each patrol and submitted to the NH Highway Safety Agency along with requests for reimbursement.

New Hampshire's Child Passenger Safety law is a primary law. A driver should be stopped for violating RSA 265:107-a which requires that all vehicle occupants under the age of 18 riding in a motor vehicle must be restrained and properly fastened in a safety belt and children under the age of 6 must be restrained and properly secured in an approved child passenger safety seat. It is agreed that whenever a stop is made during a patrol supported by this agreement, action will be taken to enforce the state's child passenger safety law.

The recipient of these funds is encouraged to provide programs to encourage the use of safety belts by all drivers and passengers in motor vehicles (23 U.S.C. 1200.11 (a)(d)) and to adopt and enforce seat belt use policies for employees operating company-owned, rented, or personally-owned vehicles when performing official business.

See attached Addenda for additional information that is hereby made a part of this contractual agreement.

CONTRACTUAL AGREEMENT FOR HIGHWAY SAFETY PROJECT GRANT

For HSA Use Only

State Of New Hampshire
Highway Safety Agency
78 Regional Drive, Building 2
Concord, NH 03301-8530

Date Received March 24, 2014	Project Number #315-14A-120
Date Approved March 24, 2014	PSP and Task # 14-03, 02

Part I

<p>1. Project Title Portsmouth Enforcement Patrols</p>	<p>2. Type of Application (Check One)</p> <p><input checked="" type="checkbox"/> Initial <input type="checkbox"/> Revision <input type="checkbox"/> Continuation</p>
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3. Applicant	
<p>A. Name of Agency DUNS Number 073976706 Portsmouth Police Department</p>	<p>B. Address of Agency 3 Junkins Avenue Portsmouth NH 03801-4511</p>
<p>C. Government Unit (Check One)</p> <p><input type="checkbox"/> State <input checked="" type="checkbox"/> City/Town <input type="checkbox"/> County <input type="checkbox"/> Other (specify):</p>	<p>D. Name Address of Governmental Unit City of Portsmouth One Junkins Avenue Portsmouth, NH 03801</p>

<p>Contract Duration</p> <p>A. Contract Period</p> <p>Start Date: March 1, 2014 Termination Date: September 15, 2014</p>	<p>Functional Area SC - Speed Control CFDA# 20.600 Program Title State & Community Highway Safety Funding Source National Highway Traffic Safety Administratio</p>
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6. Description of Project (Describe in detail in Schedule A) and Source of Funds

Budget (Provide itemization as called for on Schedule B) and Source of Funds

Cost Category	Total Budget	Federal Budget	Local Budget	State Budget	Other Funds
a. Personnel Services	\$5,148.00	\$5,148.00			
b. Current Expense					
c. Equipment					
d. Indirect Costs Audit					
e. Contractual Services					
f. Other					
Total Estimated Costs Including Non-Federal Share	\$5,148.00	\$5,148.00			

7. Local Benefit:



It is anticipated that the federal share for local benefit will be: 100% (\$5,148.00)

Part II

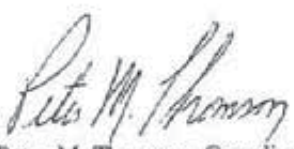
BUDGET AND PERSONNEL DATA		
a. Personnel Services (OVERTIME ENFORCEMENT PATROLS)		
Salary: 18 patrols x 4 hours/patrol x \$55.00/hour	\$3,960.00	
Payroll-related deductions: \$3,960.00 x 30 percent	1,188.00	\$5,148.00
* See Proposed Solution (page 3) for explanation of pay rates		
b. Current Expenses		
c. Equipment		
d. Indirect Costs and Audit Expense		
e. Contractual Services		
f. Travel Expenses		
Total		\$5,148.00

Part III

Acceptance of Conditions. It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to the regulations governing grant which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name Stephen J. DuBois	2) Title Chief, Portsmouth Police Department	3) Address 3 Junkins Avenue Portsmouth, NH 03801
4) Signature X 		5) Telephone Number 610-7572
B. Authorized Official		
1) Name John P. Bohenko DAVID S. ALLEN	2) Title Portsmouth City Manager, DEPUTY	3) Address One Junkins Avenue Portsmouth, NH 03801
4) Signature X 		5) Telephone Number 431-2000

Part IV (For HSA Use Only)

1. Approval Date March 24, 2014	2. Signature & Title  Peter M. Thomson, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$5,148.00	

**SCHEDULE A
GENERAL PROJECT INFORMATION**

Description of Project

STATEMENT OF PROBLEM/NEED: The City of Portsmouth is home to many restaurants, bars, shops, and businesses. Portsmouth is one of the oldest settlements of the United States. The area was first settled as Strawberry Banke in 1623, and is the sixth oldest town in the United States.

The City of Portsmouth's history and numerous community events attract tens of thousands of people to an already congested downtown. Large crowds of people attend the Chowder Festival, the Annual Market Square Day, the Annual Taste of the Nation at Strawberry Banke, fireworks, the Seacoast Jazz Festival, the Bow Street Fair (craft fair), the Folk and Acoustic Festival, the Arts Festival, and the Blues Festival.

Two consecutive public surveys conducted in the City of Portsmouth by a research group from the University of New Hampshire have identified speeding motorists as the major concern of Portsmouth residents as related to police services.

Excessive speed is a problem and citizen complaints are frequent. Speeding motorists are commuting to and from jobs located in Portsmouth (i.e. Portsmouth Naval Shipyard, Liberty Mutual Insurance, Columbia HCA Hospital, etc.) Monday through Friday from 6:00-10:00 AM and 3:00-7:00 PM or are speeding to events or the many shopping establishments located in Portsmouth Saturday and Sunday from 10:00 AM-5:00 PM. Statistics show that excessive speed contributes to an increase in injury resulted crashes.

Through monitoring citizen complaints, as well as conducting Steath Stat Surveys, the following streets have been identified as having excessive speeding problems: South Street, Ocean Road, Aldrich Road, Pleasant Street, Islington Street, Lafayette Road, Woodbury Avenue, Maplewood Avenue, Market Street, Elwyn Road, Greenland Road, and Middle Road.

Year	Speed Warnings	Speed Summonses
2010	1563	239
2011	736	111
2012	685	89

Although statistics show a decrease in speed warnings and speed summonses, this can, in part, be attributed to the fact that the Portsmouth Police Department has made a concerted effort to address the problem of speeding motorists through conducting overtime patrols funded by the NH Highway Safety Agency. Additional funds are needed in order for the police department to continue to establish enforcement efforts. Without this continued effort, additional dedicated enforcement will not be conducted and the infractions will surely increase.

PROPOSED SOLUTION: In an effort to combat the problems being experienced with motor vehicle violations, the Portsmouth Police Department will hire, on an off-duty basis, officers to work one-man overtime enforcement patrols (18 4-hour shifts) on those days and during those times (Monday-Friday 6:00-10:00 AM and 3:00-7:00 PM and Saturday and Sunday from 10:00 AM-5:00 PM) when the violations are felt to be most prevalent. Adherence to all traffic laws, including the state's occupant protection law, will be monitored and enforced. It is understood that these patrols will be conducted on an overtime basis and officers will be paid at their overtime (1.5) rate for work exceeding their normal 40 hours per week. Part-time officers will be paid at their normal hourly rate.

ANTICIPATED RESULTS: Intense enforcement and visibility will result in a continuing perception that the Portsmouth Police Department takes the offense of speeding seriously and vigorously enforces speed limits throughout the city. The goal is to increase the number of motor vehicle stops and to create a high visibility deployment effort on the identified streets. It is anticipated that each four-hour patrol conducted will result in five (5) summonses and ten (10) warnings being issued.

ADDITIONAL CONTRACT CONDITIONS: It is agreed that "Overtime Selective Traffic Enforcement Program Report" forms (HS-200) will be completed for each patrol and submitted to the NH Highway Safety Agency along with requests for reimbursement.

New Hampshire's Child Passenger Safety law is a primary law. A driver should be stopped for violating RSA 265:107-a which requires that all vehicle occupants under the age of 18 riding in a motor vehicle must be restrained and properly fastened in a safety belt and children under the age of 6 must be restrained and properly secured in an approved child passenger safety seat. It is agreed that whenever a stop is made during a patrol supported by this agreement, action will be taken to enforce the state's child passenger safety law.

The recipient of these funds is encouraged to provide programs to encourage the use of safety belts by all drivers and passengers in motor vehicles (23 U.S.C. 1200.11 (a)(d)) and to adopt and enforce seat belt use policies for employees operating company-owned, rented, or personally-owned vehicles when performing official business.

See attached Addenda for additional information that is hereby made a part of this contractual agreement.

**CONTRACTUAL AGREEMENT
FOR HIGHWAY SAFETY PROJECT GRANT**

For HSA Use Only

State of New Hampshire
Highway Safety Agency
78 Regional Drive, Building 2
Concord, NH 03301

Date Received	Project Number
March 24, 2014	#304-14A-024
Date Approved	PSP and Task #
March 24, 2014	14-01, 01

Part I

1. Project Title Portsmouth "Join the NH Clique" Seat Belt Campaign	2. Type of Application (Check One) <input checked="" type="checkbox"/> Initial <input type="checkbox"/> Revision <input type="checkbox"/> Continuation
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3. Applicant	
A. Name of Agency and Address Portsmouth Police Department 3 Junkins Avenue Portsmouth, NH 03801	B. Government Unit (Check One) <input type="checkbox"/> State <input checked="" type="checkbox"/> City/Town <input type="checkbox"/> County <input type="checkbox"/> Other (specify):
4. Contract Period Start Date: May 12, 2014 Termination Date: May 26, 2014	5. Functional Area CFDA #20.600 State & Community Highway Safety Funding Source National Highway Traffic Safety Administration OP - Occupant Protection

6. Description of Project (Describe in detail in Schedule A)


BUDGET AND PERSONNEL DATA		
Personnel Services OVERTIME SEAT BELT ENFORCEMENT CAMPAIGN JOIN THE NH CLIQUE" (May 12-May 26, 2014)		
Salary: 1 officer x 6 patrols x 6 hours/patrol x \$60.00/hour*	\$2,160.00	
Payroll-related Deductions: \$2,160.00 x 30 percent	648.00	\$2,808.00
*See Proposed Solution (page 2) for exact patrol dates & explanation of pay rates		
Total		\$2,808.00

Part II

7. Acceptance of Conditions. It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to the regulations governing grants which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name David J. Ferland, <i>Stephen J. Dubois</i>	2) Title Chief, Portsmouth Police Department	3) Address 3 Junkins Avenue Portsmouth, NH 03801
4) Signature <i>[Signature]</i>		5) Telephone Number 427-1500
B. Authorized Official		
1) Name John Bohonko <i>DAVID S. Awen</i>	2) Title Portsmouth City Manager, DEPUTY	3) Address One Junkins Avenue Portsmouth, NH 03801
4) Signature <i>[Signature]</i>		5) Telephone Number 431-2000

Part-III (For HSA Use Only)

1. Approval Date March 24, 2014	2. Signature & Title  Peter M. Thomson, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$ 2,808.00	

Part IV

<p>SCHEDULE A GENERAL PROJECT INFORMATION</p> <p>Description of Project</p>

STATEMENT OF PROBLEM/NEED: New Hampshire has a primary child passenger safety law (RSA 265:107-a) that requires all children up to the age of 7 or 57 inches to be restrained and properly secured in an approved child passenger safety seat and that everyone up to the age of 18 use a seat belt. The law up to age 18 has been in effect since August 18, 1997, (16-1/2 years) and has been a primary law since January 1, 2000 (14 years). This is primarily an enforcement issue, not an educational issue.

The state's initial annual seat belt use survey of 3,000 vehicles was conducted in 1984 and revealed that 16.06 percent of New Hampshire drivers were voluntarily buckling up. The current NHTSA-approved annual survey conducted in 2013 indicates that 71.5 percent of all drivers and outboard front seat passengers are buckling up. The state's first child restraint survey conducted in 1989 revealed that 69.84 percent of the 1,500 vehicles surveyed were in compliance with the law. This figure increased to 94.2 percent in 2005. There is a need to increase seat belt usage by all vehicle occupants, and one of the most effective means of accomplishing this goal is through enforcement and education. Although lack of a seat belt law for those 18 years of age and older is an impediment to increasing adult usage, enforcement of the child passenger law (coupled with an aggressive public information campaign) will have a positive effect on adult drivers. An aggressive, statewide campaign utilizing enforcement patrols needs to be conducted during the National "Click It or Ticket" mobilization, as well as during the spring when travel increases due to good weather, holidays (Memorial Day), and year-end school activities.

PROPOSED SOLUTION: In an effort to enforce the state's child passenger safety law and encourage all motor vehicle operators and passengers to use seat belts, the Portsmouth Police Department will hire, on an off-duty basis, an officer to work overtime, stationary, seat belt enforcement patrols in 6-hour shifts, or two-man 3-hour patrols (which are preferred), during daylight hours during the enforcement period. These "Buckle Up! It's the Law Up to 18. Click It or Ticket" patrols will be conducted during the following enforcement periods:

"Join the NH Clique" (May 12-May 26, 2014)
1 officer x 6 patrols

Although the focus of these patrols is to enforce the state's occupant protection law, adherence to all traffic laws will be monitored and enforced. It is understood that these stationary patrols will be conducted on an overtime basis and officers will be paid at their overtime (1.5) rate for work exceeding their normal 40 hours per week. Part-time officers will be paid at their normal hourly rate.

ANTICIPATED RESULTS: As a result of these "Buckle Up! It's the Law Up to 18. Click It or Ticket" and seat belt enforcement patrols, there will be an increase in the number of summonses issued. Drivers will be educated about the life-saving value of child safety seats and seat belts. Aware that the seat belt law is being strictly enforced, driving habits of the motoring public will be positively modified. These overtime patrols will be highly publicized by the NH Highway Safety Agency prior to being conducted, as will be the results of the statewide enforcement and educational campaign.

ADDITIONAL PROJECT CONDITIONS: It is agreed that the "Overtime Selective Traffic Enforcement Program Report" forms (HS-200) reflecting enforcement activity from May 12-May 26, 2014, will be FAX'd to the NH Highway Safety Agency no later than June 13, 2014, for the period. It is further agreed that all signed "Overtime Selective Traffic Enforcement Program Report" forms (HS-200) for each patrol, along with a summary "Overtime Reimbursement" form, will be submitted to the NH Highway Safety Agency along with requests for reimbursement.

The recipient of these funds is encouraged to provide programs to encourage the use of safety belts by all drivers and passengers in motor vehicles (23 U.S.C. 1200.11 (a)(d)) and to adopt and enforce seat belt use policies for employees operating company-owned, rented, or personally-owned vehicles when performing official business.

See attached Addenda for additional project information that is hereby made a part of this contractual agreement.

ADDENDUM TO THE APPLICATION FOR HIGHWAY SAFETY PROJECT GRANT

PROJECT REPORTS: It is agreed that quarterly reports will be made to the NH Highway Safety Agency for one year summarizing the progress being made in implementing the project and identifying any problems being encountered. A final report will be made upon completion of the project. Monthly reports will be submitted within 20 days of the project termination date.

PROJECT TERMS: All purchases and expenditures under this project will be subject to audit procedures satisfactory to Federal regulations. It is understood that no monies provided under this project will be used for the replacement of any existing equipment which currently meets Federal Highway Safety Standards. If any existing equipment is sold or traded during the project period, in order to reduce the actual outlay of funds for equipment which is provided under this project, the proceeds will be applied in pro-rated amounts to the Federal and local shares of the costs of the project.

PROCUREMENT AND EQUIPMENT COST: State agencies receiving federal funds for the purchase of equipment are required to process orders through the Division of Plant and Property Management in accordance with state regulations. Items of equipment requiring testing and certification to verify their accuracy (i.e. breath testing devices and traffic control radar) must be selected from the State approved devices.

EQUIPMENT: Equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the State; or the State, by formal agreement with appropriate officials of a political subdivision or State agency, shall cause such equipment to be used and kept in operation for highway safety purposes (23 CRF 1200.21).

PROJECT INVENTORY: An inventory of each item of equipment having a useful life of more than two years and a cost of five thousand dollars (\$5,000.00) or more will be provided to the NH Highway Safety Agency during the period in which it is in use. Before such equipment is disposed of, either by trade-in or write-off, authorization will be obtained from the Highway Safety Agency, acting as agent for the National Highway Traffic Safety Administration.

PROJECT CREDIT: All publications, public information or publicity released in conjunction with this project shall state that "this project is being supported in part through a grant from the NH Highway Safety Agency with federal funds provided by the National Highway Traffic Safety Administration, US Department of Transportation", or words to that effect.

AUDIT REPORTS: The grantee agrees to provide the NH Highway Safety Agency with a copy of the audit report including this project which was conducted under provisions of Circular A-133 - Audit of State and Local Governments and Non-Profit Organizations.

Certifications and Assurances

Section 402 Requirements (as amended by Pub. L. 112-141)

(a) The Governor is responsible for the administration of the State highway safety program through the NH Highway Safety Agency (NH RSA 238) which has adequate powers and is suitably equipped and organized (as evidenced by appropriate oversight procedures governing such areas as procurement, financial administration, and the use, management, and disposition of equipment) to carry out the program (23 USC 402(b) (1) (A)); (b) The political subdivisions of this State are authorized, under NH RSA 238:6, to carry out within their jurisdictions local highway safety programs which have been approved by the Governor and are in accordance with the uniform guidelines promulgated by the Secretary of Transportation (23 USC 402(b) (1) (B)); (c) At least 40 percent of all Federal funds apportioned to this State under 23 USC 402 for this fiscal year will be expended by or for the benefit of the political subdivision of the State in carrying out local highway safety programs in accordance with 23 USC 402(b) (1) (C), 402(h)(2), unless this requirement is waived in writing; (d) This State's highway safety program provides adequate and reasonable access for the safe and convenient movement of physically handicapped persons, including those in wheelchairs, across curbs constructed or replaced on or after July 1, 1976, at all pedestrian crosswalks throughout the state in accordance with 23 USC 402(b) (1) (D); (e) The State will implement activities in support of national highway safety goals to reduce motor vehicle related fatalities that also reflect the primary data-related crash factors within the State as identified by the State highway safety planning process, including: 1) National law enforcement mobilizations; 2) Sustained enforcement of statutes addressing impaired driving, occupant protection, and driving in excess of posted speed limits; 3) An annual statewide safety belt use survey in accordance with 23 CFR Part 1340 for the measurement of State safety belt use rates; 4) Development of statewide data systems to provide timely and effective data analysis to support allocation of highway safety resources. 5) Coordination of its highway safety plan, data collection, and information systems with the state strategic highway safety plan as defined in section 148 (a). (23 USC 402 (b) (1) (E)); (f) The State shall actively encourage all relevant law enforcement agencies in the State to follow the guidelines established for vehicular pursuits issued by the International Association of Chiefs of Police that are currently in effect. (23 USC 402 (j)). 6) The State will not expend Section 402 funds to carry out a program to purchase, operate, or maintain an automated traffic enforcement system. (23 U.S.C. 402(c)(4).

satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency. g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f) above.

Buy America Act

The subgrantee will comply with the provisions of the Buy America Act (49 U.S.C. 5323(j)) which contains the following requirements: Only steel, iron and manufactured products produced in the United States may be purchased with Federal funds unless the Secretary of Transportation determines that such domestic purchases would be inconsistent with the public interest; that such materials are not reasonably available and of a satisfactory quality; or that inclusion of domestic materials will increase the cost of the overall project contract by more than 25 percent. Clear justification for the purchase of non-domestic items must be in the form of a waiver request submitted to and approved by the Secretary of Transportation.

Political Activity (Hatch Act)

The subgrantee will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

Certification Regarding Federal Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that: 1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement. 2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. 3. The undersigned shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Restriction on State Lobbying

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge legislative officials to favor or oppose the adoption of a specific pending legislative proposal.

Certification Regarding Debarment and Suspension

In accordance with the provision of 49 CFR Part 29, the State agrees that it shall not knowingly enter into any agreement under its Highway Safety Plan with a person or entity that is barred, suspended, declared ineligible, or voluntarily excluded from participation in the Section 402 program, unless otherwise authorized by NHTSA. The State further agrees that it will include a clause in all lower tier covered transactions and in solicitations for lower tier covered transactions.

Instructions for Primary Certification

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below. 2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings. 9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – Lower Tier Covered Transactions:

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency. 2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Policy to Ban Text Messaging While Driving

In accordance with Executive Order 13513, Federal Leadership On Reducing Text Messaging While Driving, and DOT Order 3902.10, Text Messaging While Driving, States are encouraged to: 1. Adopt and enforce workplace safety policies to decrease crashes caused by distracted driving including policies to ban text messaging while driving: a) Company-owned or -rented vehicles, or Government-owned, leased or rented vehicles; or b) Privately-owned when on official Government business or when performing any work on behalf of the Government. 2. Conduct workplace safety initiatives in a manner commensurate with the size of the business, such as: a) Establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving; and b) Education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

Environmental Impact

The Governor's Representative for Highway Safety has reviewed the State's Fiscal Year highway safety planning document and hereby declares that no significant environmental impact will result from implementing this Highway Safety Plan. If, under a future revision, this plan will be modified in such a manner that a project would be instituted that could affect environmental quality to the extent that a review and statement would be necessary, this office is prepared to take the action necessary to comply with the National Environmental Policy Act of 1969 (42 USC 4321 et seq.) and the implementing regulations of the Council on Environmental Quality (40 CFR Parts 1500-1517).

Policy on Seat Belt Use

In accordance with Executive Order 13043, Increasing Seat Belt Use in the United States, dated April 16, 1997, the Grantee is encouraged to adopt and enforce on-the-job seat belt use policies and programs for its employees when operating company-owned, rented, or personally-owned vehicles. The National Highway Traffic Safety Administration (NHTSA) is responsible for providing leadership and guidance in support of this Presidential initiative. For information on how to implement such a program, or statistics on the potential benefits and cost-savings to your company or organization, please visit the Buckle Up America section on NHTSA's website at www.nhtsa.dot.gov. Additional resources are available from the Network of Employers for Traffic Safety (NETS), a public-private partnership headquartered in the Washington, DC, metropolitan area, and dedicated to improving the traffic safety practices of employers and employees. NETS is prepared to provide technical assistance, a simple, user-friendly program kit, and an award for achieving the President's goal of 90 percent seat belt use. NETS can be contacted at 1 (888) 221-0045 or visit its website at www.trafficsafety.org.

HS-4(a) (3/28/13)

NH Highway Safety Agency
78 Regional Drive, Building #2
Concord, NH 03301-8530
Telephone 603-271-2131

**ADDENDUM TO THE APPLICATION
FOR HIGHWAY SAFETY PROJECT GRANT**

FEDERAL REGULATIONS

2 CFR Part 25 (formerly Circular A-87). This provides principles for determining the allowable costs of programs administered by State, local and federally-recognized Indian tribal governments under grants from and contracts with the Federal Government. They are designed to provide the basis for a uniform approach to the problem of determining costs and to promote efficiency and better relationships between grantees and the Federal Government. The principles are for determining costs only and are not intended to identify the circumstances nor to dictate the extent of Federal and State or local participation in the financing of a particular project. They are designed to provide that federally-assisted programs bear their fair share of costs recognized under these principles except where restricted and prohibited by law.

COMMON RULE (49 CFR Part 18) (Effective October 1988) This rule establishes the Uniform Administrative Requirements for Grants and Cooperative Agreements and Sub-awards to state and local governments and Indian tribal governments. Administrative rules set forth include:

18.10	Forms for Applying for Grants	18.32	Equipment
18.11	State Plans	18.33	Supplies
18.20	Standards for Financial Management Systems	18.34	Copyrights
18.21	Payment	18.35	Sub-awards to Debarred and Suspended Parties
18.22	Allowable Costs	18.36	Procurement
18.23	Period of Availability of Funds	18.37	Subgrants
18.24	Matching or Cost Sharing	18.40	Monitoring and Reporting Program Performance
18.25	Program Income	18.41	Financial Reporting
18.26	Non-Federal Audits	18.42	Retention and Access Requirements for Records
18.30	Changes	18.50	Closeout
18.31	Real Property		

CIRCULAR A-133 (June 1997). This Circular establishes audit requirements for State and local governments that receive Federal aid, and defines Federal responsibilities for implementing and monitoring those requirements.

Further information concerning these Circulars may be obtained by contacting the Financial Management Branch, Budget Review Division, Office of Management & Budget, Washington, DC 20503. Telephone 202-395-4773.

FEDERAL FUNDING ACCOUNTABILITY & TRANSPARENCY ACT. *Data Universal Numbering System (DUNS) Numbers Requirement*. As the recipient of federal highway safety funds, the applicant agency must have a DUNS number. This is a unique nine-character number that identifies the applicant agency and is used by the federal government to track how federal funds are distributed. If the applicant agency is authorized to make sub-awards under this contract, it must: 1) notify potential sub-recipients that no entity may receive a sub-award unless that entity has provided the applicant agency with its DUNS number; and 2) the applicant agency may not make a sub-award to an entity unless the entity has provided its DUNS number to the applicant agency.
(<http://fedgov.dnb.com/webform>)

M E M O R A N D U M

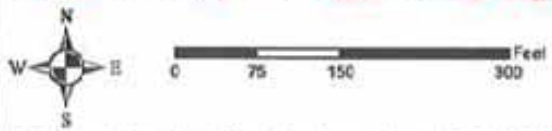
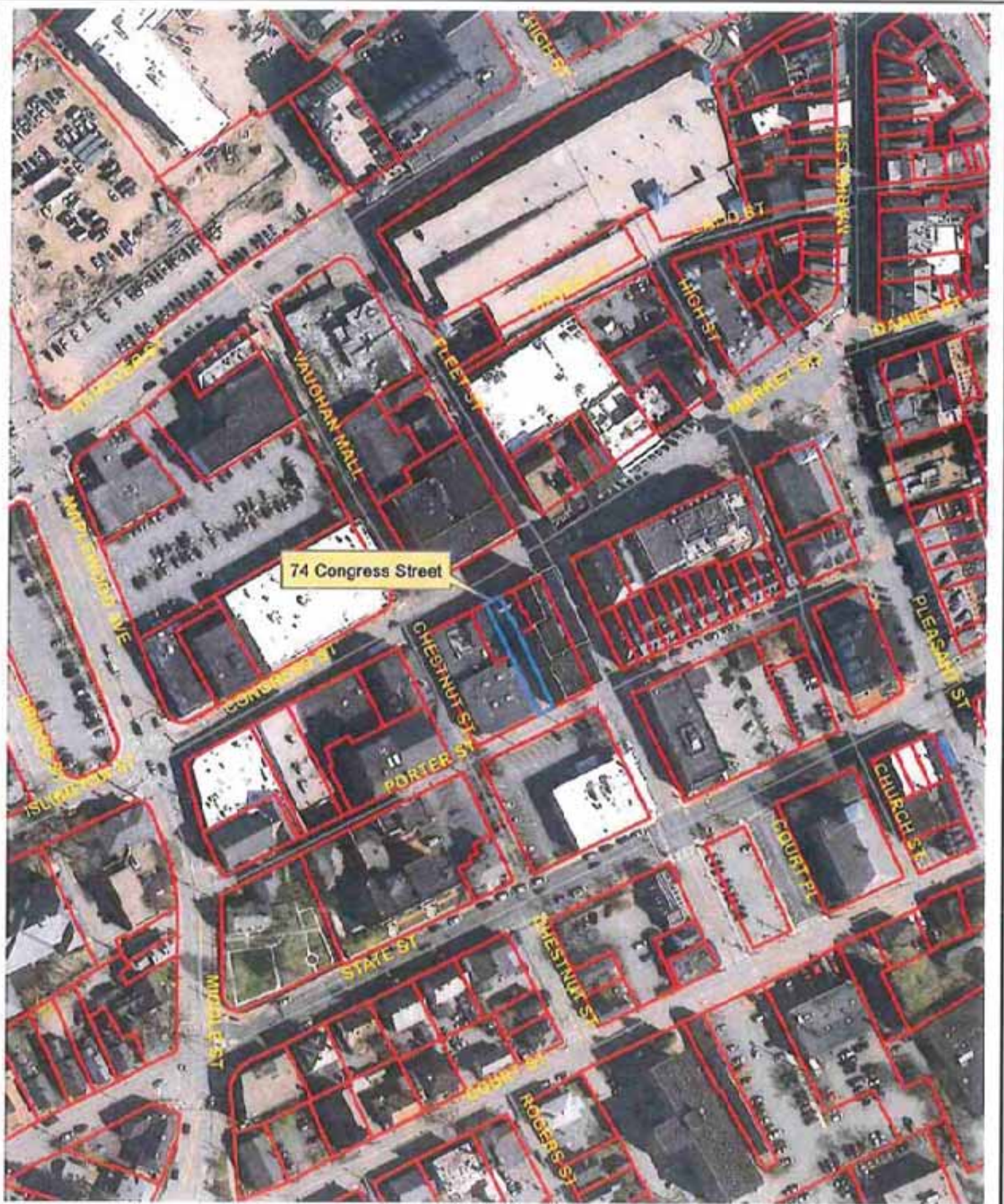
TO: John P. Bohenko, City Manager
FROM: Rick Taintor, Planning Director *RT*
DATE: April 24, 2014
RE: City Council Referral – Projecting Sign
Address: 74 Congress Street
Business Name: Mallory Parkington Photography
Business Owner: Mallory Parkington

Permission is being sought to install a projecting sign on an existing bracket, as follows:

Sign dimensions: 38" x 30"
Sign area: 7.9 sq. ft.
Height from sidewalk to bottom of sign: 11'5"
Maximum protrusion from building: 33 in.

The proposed sign complies with zoning requirements. If a license is granted by the City Council, no other municipal approvals are needed. Therefore, I recommend approval of a revocable municipal license, subject to the following conditions:

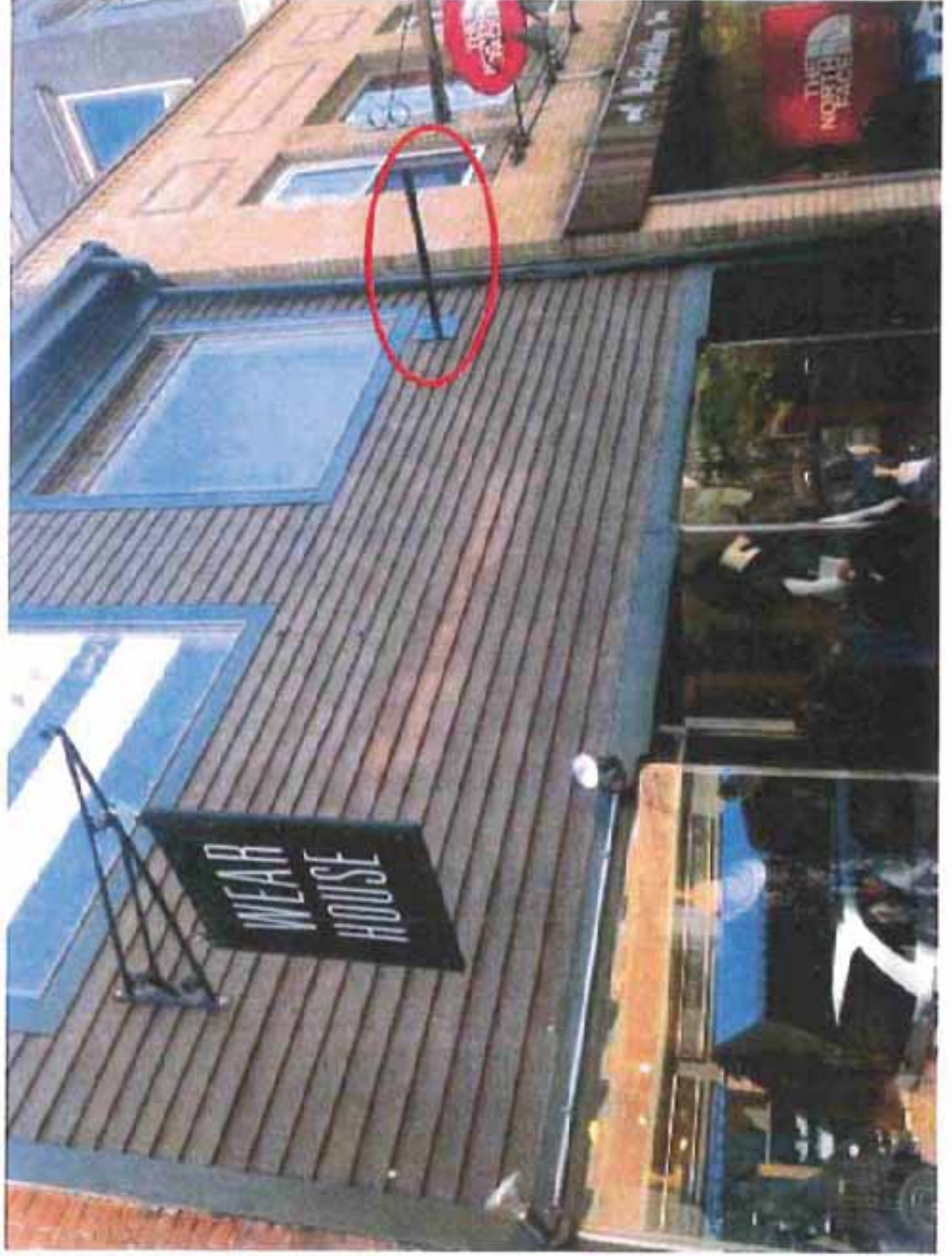
1. The license shall be approved by the Legal Department as to content and form;
2. Any removal or relocation of the projecting sign, for any reason, shall be done at no cost to the City; and
3. Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting sign, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works.

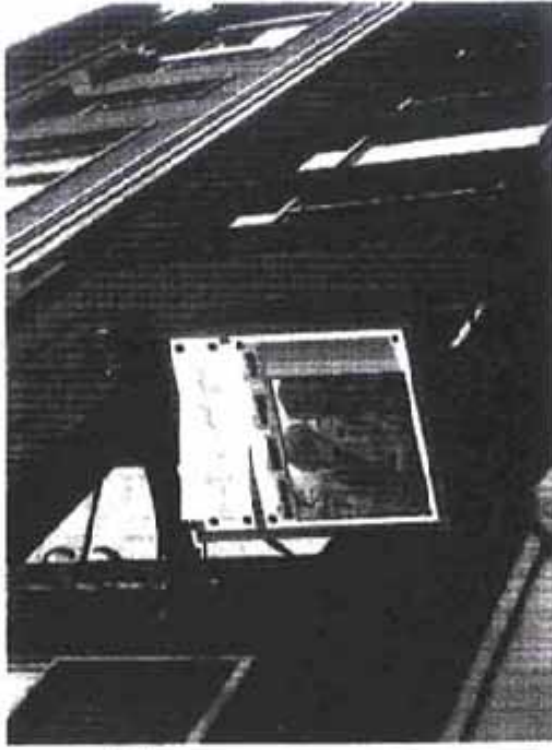
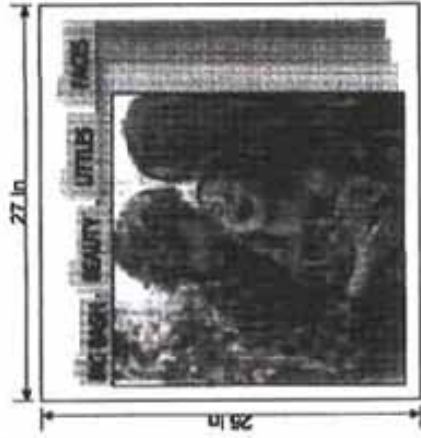
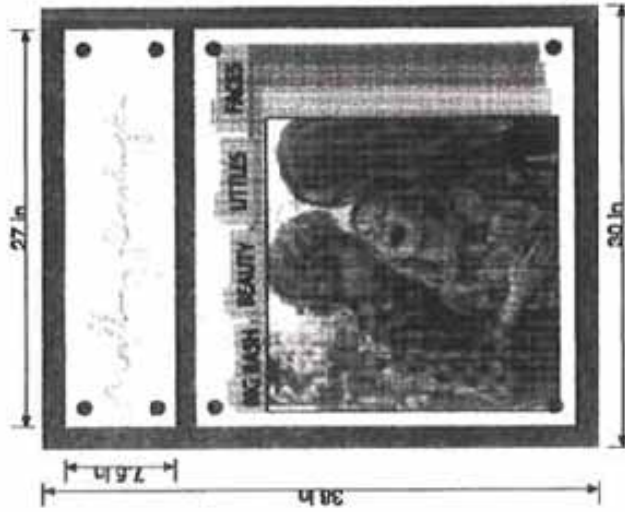



Map produced by Planning Department 5-24-2014

Request for Projecting Sign License 74 Congress Street

Mallory Parkington Photography
74 Congress Street
1 Projecting Sign





Job#: _____	Qty: <input type="checkbox"/> SS <input type="checkbox"/> DS <input type="checkbox"/>	Materials: _____	Background Color: _____	Vinyl Color: <input type="checkbox"/> HP <input type="checkbox"/> Int <input type="checkbox"/>	Other: _____
 PortsmouthSign.com 603-436-0047		REVISION: All orders under \$350 include 1 revision only. All orders over \$350 include 3 revisions only. Additional revisions will be charged at \$35 per revision.		48/14 I understand this Order Form is the final production order and replaces all previous drawings, notes and verbal instructions to this job. I have carefully reviewed this form and verify that it contains all necessary specifications and represents my order exactly. I authorize fabrication according to this approval.	
© COPYRIGHT 2014, BY PORTSMOUTH SIGN COMPANY. All designs and custom artwork remain the property of Portsmouth Sign Company until the order is complete and paid in full.		NOTE: Designs are NOT actual size		SIGNATURE: _____ Date: _____	
Member of: STATE OF NEW YORK PORTSMOUTH SIGN COMPANY CHAIRMAN & EXECUTIVE THE GREATER YORK REGION COUNCIL OF COLLEGES					

Hi John and Ann,

Just my yearly note to connect with the City regarding our Telluride by the Sea film festival and the closing of Chestnut Street throughout the weekend of Sept. 19-21.

Nothing different this year, all the same. We generally are given barricades on the Friday morning (9/21 this year) and put them up and take them down (both ends - Congress and Porter Ave.), according to the movie and queue schedule.

In addition, we put up a banner across Chestnut St., where it meets Congress - this goes up the first weekend of September.

Here is our (draft) schedule. Times are approximate at this point.

Friday, 9/19:

5pm: Queues begin to form on Chestnut in front of TMH: live, unamplified music on the street.

7:30pm: Film at TMH then after party at Radici

Saturday, 9/20:

10:30am: Film at Loft

1:30pm: Film at TMH

3:45pm: Film at Loft

6:15pm: Film at TMH

8:30pm: Film at TMH

Sunday, 9/21:

1:30pm: Film at TMH

4pm: Film at Loft

6:30pm: Film at TMH then party at The Brewery - End of festival

Chris Curtis

Programming Coordinator

The Music Hall

28 Chestnut St.

Portsmouth, NH 03801

p 603.766.2199

f 603.766.1753

ccurtis@themusichall.org


www.themusichall.org

CITY OF PORTSMOUTH PORTSMOUTH, NH 03801

Office of the City Manager

Date: May 1, 2014

To: Honorable Mayor Robert J. Lister and City Council Members

From: John P. Bohenko, City Manager 

Re: City Manager's Comments on May 5, 2014 City Council Agenda

Presentation:

1. **Community Development Week and Community Advisory Committee Recognition.**

This year the federal Community Development Block Grant program will celebrate 40 years of service to American families earning low and moderate incomes. Much work has been carried out to improve the lives of people in Portsmouth and throughout the country as a direct result of this program.

Throughout that time, the City of Portsmouth has benefitted from the guidance and wisdom of a group of passionate and dedicated Portsmouth residents who have assisted the City in meeting the program's goals. These residents have made up the Citizens Advisory Committee (CAC), which continues to serve the community today. Together with the residents of Portsmouth, the CDBG program has invested in many diverse and transformative projects from Market Square revitalization in the late 1970s to neighborhood revitalization in the Atlantic Heights neighborhood; from operational grants for public service agencies to capital grants to help improve their services; from housing rehabilitation for single family homes to the new affordable housing; from homeless shelter improvements to assistance for first-time homebuyers; from accessibility modifications in homes of the most vulnerable residents to public facility accessibility improvements in public buildings and many other projects that have improved lives.

National Community Development Week was celebrated nationally during the week of April 21st. At this evening's meeting, Community Development Director David Moore will recognize the Community Development Block Grant Program with a special emphasis on the volunteer service of dedicated Citizens Advisory Committee recent past members who have ensured the program's success and impact in Portsmouth. In particular, he will recognize the family of the late Jean Pecunies (39 years of service). In addition, we will also recognize Algene Bailey, Sr. (8 years of service) and member and past Chair, Bob Layton (37 years of service).

2. **Update on National Register Nomination Process for Downtown Portsmouth.** Peter Michaud of the NH Division of Historical Resources will present an update on the National Register of Historic Places Program nomination process for Downtown Portsmouth. Administered by the National Park Service, which is part of the U.S. Department of the Interior, the National Register of Historic Places is the nation's official list of cultural resources worthy of preservation and is part of a national program to coordinate and support public and private efforts to identify, evaluate and protect our historic and archaeological resources. The National Register nomination for Downtown Portsmouth is being prepared through funding provided to the NH Division of Historical Resources as part of the mitigation for replacement of the Memorial Bridge.

Items Which Require Action Under Other Sections of the Agenda:

- 1 **Public Hearing and Second Reading of Proposed Resolutions and Ordinances.**
 - 1.1 **Public Hearing and Second Reading for Proposed Amendment to Chapter 7, Article I of the Ordinances Re: Parking and Traffic Safety Committee.** As a result of the April 21st City Council meeting, under Section VII of the Agenda, I am bringing back for public hearing and second reading the [attached proposed Ordinance amending Chapter 7, Article I, Section 7.103 Parking and Traffic Safety Committee.](#)

As you are aware, the Parking and Traffic Safety Committee recommended this proposed Ordinance amendment in their minutes of February 13, 2014, which the City Council accepted at their meeting of March 3, 2014. This amendment to the Ordinance adds one (1) alternate Committee Member appointed by the Mayor and City Council.

I recommend the City Council move to pass second reading and schedule third and final reading of the proposed Ordinance amendment, as presented at your May 19th City Council meeting. Action on this matter should take place under Section IX of the Agenda.

Acceptance of Grants and Donations:

1. **Acceptance of Police Department Grants and Donations.** [Attached under Section VIII of the Agenda is a memorandum](#), dated April 16, 2014, from John F. Golumb, Chairman of the Portsmouth Police Commissioners, and Police Chief Stephen J. DuBois, requesting that the City Council approve the following grants and donations:
 - a) A grant in the amount of \$35,000 from the Dept. of Justice in support of the Victim/Witness Advocate position at the Portsmouth Police Department.

- b) A Grant in the amount of \$6,864 from the State Highway Safety Agency for “Portsmouth DWI/DUI Patrols”.
- c) A Grant in the amount of \$6,864 from the State Highway Safety Agency for (2) Sobriety Checkpoints in Portsmouth.
- d) A Grant in the amount of \$5,148 from the State Highway Safety Agency for the “Portsmouth Pedestrian Patrols”.
- e) A Grant in the amount of \$5,148 from the State Highway Safety Agency for “Portsmouth Red Light Running Patrols”.
- f) A Grant in the amount of \$5,148 from the State Highway Safety Agency “Portsmouth Enforcement Patrols”.
- g) A Grant in the amount of \$2,808 from the State Highway Safety Agency for “Join the Clique” seat belt campaign.
- h) A donation in the amount of \$300 from Jason Page for two tuition scholarships to the Explorer Cadet Academy.
- i) A donation in the amount of \$300 from Mr. and Mrs. David Brown for two tuition scholarships to the Explorer Cadet Academy.

The Portsmouth Police Department submits the information to the City Council pursuant to City Policy Memorandum #94-36, for the City Council’s consideration and approval at their next meeting.

I would recommend that the City Council move to approve and accept the grants and donations to the Portsmouth Police Department. Action on this matter should take place under Section VIII of the Agenda.

Consent Agenda:

1. **Request for License to Install Projecting Sign.** Attached under Section X of the Agenda is a request for a projecting sign license (see attached memorandum from Rick Taintor, Planning Director):

- Mallory Parkington, owner of Mallory Parkington Photography for property located at 74 Congress Street.

I would recommend the City Council move to approve the aforementioned Projecting Sign License as recommended by the Planning Director and, further, authorize the City Manager to execute the License Agreement for this request. Action on this matter should take place under Section X of the Agenda.

City Manager's Items Which Require Action:

There are no items under this section of the Agenda this evening.

Informational Items:

1. **Events Listing.** For your information, [attached is a copy of the Events Listing](#) updated after the last City Council meeting on April 21, 2014. In addition, this can be found on the City's website.
2. **Memorandum on Snow Removal Cost Summary as of April 23, 2014.** For your information, [attached is a memorandum from Peter Rice, Public Works Director](#), regarding the snow removal costs as of April 23, 2014.
3. **Reminder Re: FY15 Budget Schedule.** Just a reminder of the following key budget dates for the FY15 Budget:
 - Saturday, May 10th from 8:00 a.m. to 2:30 p.m., in the Levenson Room, at the Library – An “All Day” Work Session with Departments (e.g., Police, Fire, Schools and General Government). The Agenda is on the inside cover of your packet.
 - Monday, May 12th at 7:00 p.m., City Council Chambers – Budget Public Hearing.
 - Wednesday, May 14th at 6:30 p.m., City Council Chambers – Review of Water/Sewer Budget.
 - Tuesday, May 27th at 6:30 p.m., City Council Chambers – An additional work session for the final budget review.
 - Monday, June 2nd at 7:00 p.m., City Council Chambers – Proposed Adoption of FY15 Budget.

The goal is to get the FY15 Budget adopted at your June 2nd meeting. Just a reminder that the City Council has until the end of June in accordance with the Charter to adopt the budget. If the City Council needs more time, other meetings can be scheduled, if deemed appropriate by the Mayor, keeping in mind that the budget needs to be adopted by June 30th.
4. **New Interim Senior Program Space.** For your information, [attached is a notification regarding the new interim senior program space](#) located at the Community Campus (at the former Mark Wentworth Adult Day Program), which opens on Tuesday, May 6, 2014. Also, please note that the Senior Services Office has moved from City Hall to the new location. Brinn Chute, Senior Services Coordinator can be contacted at (603) 610-4433.

Event Listing by Date

Starting Date: 4/21/2014

Ending Date: 12/31/2014

Start End	Type Description	Location	Requestor	Vote Date
5/ 4/2014 5/ 4/2014	BIKE TOUR Christina O'Grady is the contact for this event. This event begins and ends at Redhook Brewery. This race has three different routes and length.	Begins and ends at Redhook Brewery	American Lung Association	12/16/2013
5/ 4/2014 5/ 4/2014	FESTIVAL Barbara Massar is the contact for this event. This event begins at Noon to 4:00 p.m. Street closure - Pleasant Street - State Street to Market Square No Parking on Market Street-Bow Street to Isle of Shoals Steamship Company entrance.	Downtown	Pro Portsmouth - Children's Da	9/ 3/2013
5/ 4/2014 5/ 4/2014	WALK Richard B. Wagner, Executive Director is the contact for this event. This event is from 10:00 a.m. to 5:00 p.m. The walk will begin at 2:00 p.m. and end around 5:00 p.m. in the lower parking lot of Portsmouth Municipal Complex.	Portsmouth Municipal Complex - Lower Lot	AIDS Response Seacoast	2/ 3/2014
5/10/2014 5/10/2014	ROAD RACE Allison Brownell, Race Co-Chair is one of the contacts for this race. Her cell number is 845-430-9351 The race begins at 8:30 a.m.	Marcy Street	Susan G. Komen New Hampshire R	8/19/2013
5/17/2014 5/18/2014	BIKE TOUR Contact: Kelly Sicard, Director of Special Events and Volunteers	Will begin and end at Pease Tradeport includes Mem	Breathe New Hampshire	12/16/2013
5/17/2014 5/17/2014	RACE Pack & Boots 5K Community Road Race Series Contact: Doug Bates, Portsmouth Chamber - President@portsmouthchamber.org		Easter Seals Veteran's Count	11/18/2013
5/25/2014 5/25/2014	RACE Contact: Jeanine Sylvester, Proprietor, Runner's Alley, LLC (603) 430-1212. This is a 5K start and finish at Redhook Brewery.	Pease	Runner's Alley/Redhook Brewery	1/21/2014
6/ 7/2014 6/ 7/2014	ROAD RACE Jennifer Hubbell, Executive Director is the contact for this event. She can be reached at (603) 512-2799 The road race would being at 9:00 a.m.	Pease Tradeport	Girls on the Run New Hampshire	2/ 3/2014
6/ 8/2014 6/ 8/2014	BIKE TOUR Mary M. Condella, is the organizer of this event. This event begins and ends at Little Harbour School. Reigstration is from 7:30 to 8:00 a.m. Start time of the ride is 8:30 a.m.	Little Harbour School	Seacoast Ride for PKD	2/ 3/2014
6/ 8/2014 6/ 8/2014	RACE 5K to Keep Kids Safe Community Road Race Series Contact: Christiana Amesquita (603) 437-4107 or Cristiana@sassnh.org	Pease Tradeport	Sexual Assault Support Service	11/18/2013
6/14/2014 6/14/2014	FAIR Barbara Massar is the contact for this event.	Market Square	Pro Portsmouth	9/ 3/2013

Event Listing by Date

Starting Date: 4/21/2014
Ending Date: 12/31/2014

Start End	Type Description	Location	Requestor	Vote Date
6/14/2014 6/14/2014	ROAD RACE This is the 37th Annual 10K Road Race. The race begins at 9:00 a.m. in Market Square.	Market Square	Pro Portsmouth	9/ 3/2013
6/21/2014 6/21/2014	RACE Alyssa Salmon is the contact on this event. She can be reached at 430-1140 ex. 14 The event is from 3:00 p.m. to 6:00 p.m. Rain date of June 22, 2014.	Pleasant Street	Big Brother Big Sister	9/ 3/2013
6/22/2014 6/22/2014	MARCH Robert L. Sutherland is the contact for this event. (603) 828-5246	Miller Avenue	St. John's Lodge	3/17/2014
6/28/2014 6/28/2014	MUSIC This is Summer in the Street event. It begins at 5:00 p.m. to 9:30 p.m. Street closures - Pleasant Street - Porter Street to Market Square.	Market Square	Pro Portsmouth	9/ 3/2013
7/ 5/2014 7/ 5/2014	MUSIC This is Summer in the Street event. This event is from 5:00 p.m. to 9:30 p.m. Street Closures - Pleasant Street - Porter Street to Market Square.	Market Square	Pro Portsmouth	9/ 3/2013
7/12/2014 7/12/2014	MUSIC This is a Summer in the Street event. The event is from 5:00 p.m. to 9:30 p.m. Street Closures - Pleasant Street - Porter Street to Market Square	Market Square	Pro Portsmouth	9/ 3/2013
7/19/2014 7/19/2014	ART EXH Katharine A. Muth, Executive Director is the contact for this event. The rain date of this event is Saturday, July 26, 2014.	Various Locations	NH Art Association	2/18/2014
7/19/2014 7/19/2014	BIKE TOUR Thomas MacLennan, Logistics Specialist is the contact for this event. This event goes through downtown to Kittery and then back through.	Through Downton	Cystic Fibrosis Foundation	4/ 7/2014
7/19/2014 7/19/2014	MUSIC This is the Summer in the Street event. This event is from 5:00 p.m. to 9:30 p.m. Street Closures - Pleasant Street - Porter Street to Market Square	Market Square	Pro Portsmouth	9/ 3/2013
7/26/2014 7/26/2014	MUSIC This is the Summer in the Street event. This event is from 5:00 to 9:30 p.m. Street Closures - Pleasant Street - Porter Street to Market Square	Market Square	Pro Portsmouth	9/ 3/2013
8/ 2/2014 8/ 2/2014	MUSIC This is a Summer in the Street event. The event is from 5:00 p.m. to 9:30 p.m. Street closures - Pleasant Street - Porter Street to Market Square	Market Square	Pro Portsmouth	9/ 3/2013

Event Listing by Date

Starting Date: 4/21/2014
Ending Date: 12/31/2014

Start End	Type Description	Location	Requestor	Vote Date
8/23/2014 8/23/2014	ROAD RACE Thunder Chicken Community Road Race Series Contact: Justin Finn		Portsmouth Rotary Club	11/18/2013
9/ 7/2014 9/ 7/2014	BIKE TOUR Contact: Thomas Martin, Race Director	Downtown Portsmouth	Portsmouth Criterium	12/16/2013
9/13/2014 9/13/2014	ROAD RACE Celebrate Pink Community Road Race Series Contact: Wendy McCoole		My Breast Cancer Support	11/18/2013
9/20/2014 9/20/2014	ROAD RACE Pease Tradeport Holly Davis and Melissa Mikulski are the contacts for this event. hdavis@bottomline.com or mmikulski@bottomline.com This event is being held at Pease.		Bottomline Technologies	2/18/2014
9/27/2014 9/27/2014	ROAD RACE Portsmouth High School Karen Butz Webb is the contact for this event. She can be reached at projectsafetyassociation@gmail.com. This race begins and ends at Portsmouth High School at 8:30 a.m.		Project Safety Association	11/18/2013
9/27/2014 9/27/2014	WALK Peirce Island Ken La Valley is the contact for this event. This event begins and ends at Peirce Island . Registration being at 8:30 a.m.		American Foundation for Suicid	4/ 7/2014
9/28/2014 9/28/2014	WALK Strawberry Banke Becky Coliandris, Development Officer is the contact for this event. This event begins and ends at Strawberry Banke. Walk site opens at 8:30 a.m., the walk kicks off at 10:00 a.m.		Alzheimer's Association	1/21/2014
10/11/2014 10/11/2014	RACE Contacts: Catherine Edison, Community Child Care Center (603) 422-8223 Ben Anderson and Hannah Comeau, Prescott Park Arts Festival (603) 436-2848 or hannah@prescottpark.org Community Road Race Series		Prescott PAF/Community Child C	11/18/2013
11/27/2014 11/27/2014	ROAD RACE Contact: Matt Junkin		Seacoast Rotary Club	11/18/2013

City of
Portsmouth
Department of Public Works



MEMORANDUM

TO: John P. Bohenko, City Manager
FROM: Peter Rice, Director of Public Works
DATE: April 23, 2014
SUBJECT: Final Snow Removal Cost Summary as of 04/23/14

The following is a list of expenditures, for snow plowing/removal operations, in relation to the approved appropriation for FY 14.

Master Account Number 01-751-640-42-100-420

<u>Sub Account No.</u>	<u>Title</u>	<u>Appropriation</u>	<u>Expended*</u>
014041	Overtime	\$ 100,000.00	\$ 179,342.26
018052	Water/Sewer	\$ 10,000.00	\$ 8,548.80
022001	Social Security	\$ 10,850.00	\$ 11,358.37
022501	Medicare	\$ 2,538.00	\$ 2,656.27
023001	Retirement	\$ 18,848.00	\$ 20,860.88
039200	Contract	\$ 50,000.00	\$ 108,283.50
043024	Vehicle Repair	\$ 30,000.00	\$ 36,657.61
068005	Materials	\$ 185,000.00	\$ 248,025.15
091002	Transfer-Parking	<u>\$ 100,000.00</u>	<u> </u>
	TOTAL	\$ 507,236.00	\$ 615,732.84
	BALANCE		(\$ 108,496.84)

***This equates to ~ 121% of these accounts expended for FY 14.**



SENIOR UPDATE

Office: 603-610-4433 · Cell: 603-247-9531

bchute@cityofportsmouth.com · www.cityofportsmouth.com/recreation

NEW!! Interim Senior Program Space OPENS TUESDAY, MAY 6

**Located at Community Campus
(at the former Mark Wentworth Adult Day Program)**

Hours:

May 6 - July 3

Tuesday, Wednesday & Thursday

10:00am-2:00pm

(Starting July 7: Monday-Friday from 9:00am-3:00pm)

Portsmouth's new activity space for seniors.
**Drop-in gathering space open with free coffee & tea. Play
games, read, watch tv, socialize, and meet other seniors.**
Complete activity schedule to be posted soon.

For more information: Contact Brinn Chute at
603-610-4433 or bchute@cityofportsmouth.com

Transportation: COAST #41 Trolley is 75¢ for Senior Citizens
(\$1.50 for all others) each way to Community Campus.

Senior Transportation via Mark Wentworth
is available by calling 570-7791.

April 30, 2014

To: Portsmouth City Councilors

Sea-3/Pan Am Response

As an individual, I have written a letter -- attached -- to the Newington Planning Board offering my thoughts concerning the Sea-3 expansion project currently before them. I wanted to share those words with you.

If they do vote in favor of approval, I think that we should consider any legal action that is available to us to stop the expansion.

It seems clear to me that if they approve the expansion they have not to this date thoroughly studied and considered the environmental and safety dangers involved. And certainly not fully explored the impact of transportation of more of what is a hazardous product on our region's rail lines, roads and highways, and waterways.

I think that to date our City Council, and the city's staff, have done tremendous work and have shown a commitment to protect the safety of our neighborhoods.

Our job now, if and when Newington does give approval to Sea-3 expansion, is to find out what we can do next. With that in mind, I plan to ask our good City Attorney to share with us what our options may be.

Thank You,

Jim Splaine
City Councilor

Jim Splaine
201 Oriental Gardens
Portsmouth, NH 03801
Telephone: 1-727-466-3546
E-Mail: jimsplaineportsmouth@gmail.com

May 1, 2014

Creating A "2050 Vision" Putting Our Seacoast Future First

To the Newington Planning Board,

I want to thank you for your time and effort in holding a series of hearings to provide open-comment concerning the Sea-3 expansion plans.

Your patience in listening to all points of view and the concerns of many of us throughout the Seacoast area who will be affected by Sea-3 plans, and the transportation of added hazardous cargoes on Pan Am rail lines, was an impressive display of democracy and inclusion.

I am offering this comment as a life-long Portsmouth citizen concerned about the long-term vibrancy of our future. I know you have heard from other area citizens in their official capacities, but I want to make a personal observation for your consideration.

And I make my observation based on your "land-use" decision regarding Sea-3, rather than focusing on the other primary concern that many of us have, which is the added transportation of rail cars containing propane on tracks of inferior quality through Portsmouth's neighborhoods and Downtown, and through abutting communities.

Individually for those who live hereabouts as the temporary caretakers of the New Hampshire-Maine Seacoast area, we have a burden, and a serious obligation.

As I looked at the dozens of people who attended your hearings during the past three months, I saw ages ranging from about 20 to 90. In age, that's a relatively short time in the grand scheme of things. Indeed, we are only temporary caretakers -- only as long as we live here. Then others take over.

What I'm saying is that we "inherited" the Seacoast where we now live, and soon we will all be gone. In just a few short decades, even the youngest of those attending your hearings will be passing their legacy -- the land they own, and that about which use we collectively make decisions -- onto other generations.

I think that perspective is important to keep in mind, because our decisions today greatly affect the lives of those who will follow us.

A Seacoast visionary, Dudley Dudley, recently spoke about the decision made 40 years ago that saved our precious area from what could have been incredible over-development

and placed us in environmental danger. At the least, it would have brought enormous change to us.

In 1974 an oil refinery was proposed for Durham Point. I remember that time well, because I was in the N.H. State Legislature, and I voted with Dudley Dudley to stop what was a massive oil refinery proposal promoted by one of the world's richest men -- European shipping billionaire Aristotle Onassis -- and by the then-Governor Meldrim Thomson.

The refinery would have involved piping half a million gallons of crude oil -- who knows how much that would have become today -- from ships ported off the Isles of Shoals to Durham Point daily.

It was presented as an "economic boom" for the region, with tremendous dollars from construction and operational costs spent hereabouts as a boost for our economy -- plus all the related trucking, shipping, and development resulting from that "investment" in our area.

And we were told we'd have "cheaper oil," and all those "jobs," plus "lower taxes." A tough "deal" to refuse.

But at what real costs? Our area today would have been much different than what it is now.

Such is your decision. Do you really want to say "yes" to continued development along your riverfront -- ours, really -- that will significantly expand production and distribution of hazardous products?

By your approval for the expansion of Sea-3, you are setting yourselves up to say "yes" to even further requests for expansion, and for placement of other hazardous development.

That's what happens with this kind of cycle of business development -- once you say yes to expansion, it becomes very difficult, if not impossible, to set limits. Other parts of our country have found that difficulty. You see it in parts of the New Jersey and New York and Louisiana coastlines.

You say you can set limits? If we had an oil refinery in Durham Point and a depot off Rye today, do you think we could have set limits, especially after the influence of the money from related development had been engraved into our communities?

Do we want to leave as our legacy to future generations an "Energy North" environment full of transportation and distribution of hazardous cargoes, with the dangers and potential environmental impact that will create?

Isn't there much better water-related development you can encourage instead? Perhaps you are serving Newington and our New Hampshire-Maine Seacoast area with a short-sighted vision by not encouraging better, cleaner development and recreational opportunities along the great asset that is our Piscataqua riverfront.

I have often spoken about the need for us to have a "2050 Vision." That's only 36 years from now. That proposal for an oil refinery in the mid-1970s had a suggested operational start-date of just 36 years ago.

You should reflect on that as you make your decision regarding Sea-3 expansion. Do you really want to do that to our future? Your future? That of the next generation? Can't Newington, and our Seacoast area, do better than that? Shouldn't that ideal be our visionary goal?

I urge you, as temporary caretakers of a part of our wonderful piece of this planet, to say "no" to an expansion that might have some temporary economic impact of dollars, but in the long-term could injure our future, and those who will inherit our legacy. We have been given a gift from those who lived before us. Let's not contribute to its destruction before we bequest it to those who will live here after us.

Thank You,

Jim Splaine

From: Rick Taintor
Sent: Wednesday, April 23, 2014 3:36 PM
To: John P. Bohenko
Cc: Dave S. Allen; Nicholas J. Cracknell; Ann Sharpe
Subject: North End vision plan

John,

At the City Council meeting on Monday I made a distinction between the City's Master Plan and a more focused plan for a specific area such as the North End of the central business district. I said that the planning process for developing character-based zoning for the North End could include the development of a "vision plan" as an interim step in the project. Councilor Morgan has asked what such a vision plan might include and what kind of public participation there would be.

A vision plan is often prepared as a step in the process of developing a form-based zoning ordinance for an area where the community favors a significant change in the character of development. Early on, we had intended to include a vision plan as part of the form-based zoning project for the initial study area; however, because this was an area where the community strongly supported preservation and maintenance of the historic character, it was determined that a separate vision plan was not needed and that we could move directly to creating the character-based zoning ordinance.

The vision plan for the North End will be generated during the intensive design charrette, which will be very similar to the 5-day charrette that was held in June 2013. Residents, property owners and other stakeholders will be encouraged to participate throughout the charrette and contribute to the identification of goals.

The vision plan that our consultants will create during the charrette will be based both on the consulting team's research and on public input received during the process. A vision plan typically illustrates the following items:

- Areas of critical importance for historic preservation
- Building heights and proposed solutions to rectify height discrepancies
- Building value assessment
- New, existing, and retrofitted buildings
- Potential locations for new parks and plazas, as well as enhanced design for any existing underutilized public spaces
- Potential new street, alley or sidewalk connections
- Streetscape improvements
- On-site and off-site parking areas

- Location and potential enhancements for public facilities, civic and non-profit buildings
- Locations of parks or other open space uses
- Potential locations for private infill buildings


I hope this answers Councilor Morgan's question. Please let me know if you need further information.

Rick Taintor
Planning Director
City of Portsmouth
City Hall – 1 Junkins Avenue
Portsmouth, NH 03801
[603-610-7290](tel:603-610-7290)

web: <http://planportsmouth.com>

twitter: @PlanPortsmouth

MEMORANDUM

TO: John P. Bohenko, City Manager
FROM: Liz Good, Planning Department 
SUBJECT: Historic District Commission Minutes
DATE: April 15, 2014

Please be advised that the approved minutes from the November 6, 2013 Historic District Commission meeting are now available on the City's website for your review.

MEMORANDUM

TO: John P. Bohenko, City Manager
FROM: Liz Good, Planning Department *lg*
SUBJECT: Historic District Commission Minutes
DATE: April 21, 2014

Please be advised that the approved minutes from the November 13, 2013 Historic District Commission meeting are now available on the City's website for your review.

MEMORANDUM

TO: John P. Bohenko, City Manager
FROM: Liz Good, Planning Department *lg*
SUBJECT: Historic District Commission Minutes
DATE: April 21, 2014

Please be advised that the approved minutes from the December 4, 2013 Historic District Commission meeting are now available on the City's website for your review.

MEMORANDUM

TO: John P. Bohenko, City Manager
FROM: Liz Good, Planning Department *lg*
SUBJECT: Historic District Commission Minutes
DATE: April 21, 2014

Please be advised that the approved minutes from the December 11, 2013 Historic District Commission meeting are now available on the City's website for your review.

MEMORANDUM

TO: John P. Bohenko, City Manager
FROM: Jane Shouse, Planning Department
SUBJECT: Planning Board Minutes
DATE: April 20, 2014

Please be advised that approved minutes from the following Planning Board meetings are now available on the City's website for your review:

November 17, 2013

December 19, 2013

Thank you.
jms