

# CITY COUNCIL MEETING

MUNICIPAL COMPLEX, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, PORTSMOUTH, NH  
DATE: MONDAY, MAY 19, 2014 TIME: 7:00 PM

## AGENDA

- At 6:30PM, AN ANTICIPATED “NON-MEETING’ WITH COUNSEL RE: NEGOTIATIONS – RSA 91-A:2, I (b-c)

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

### PRESENTATION

- 1. North End Vision

- V. ACCEPTANCE OF MINUTES – MARCH 3, 2014

- VI. PUBLIC COMMENT SESSION

- VII. APPROVAL OF GRANTS/DONATIONS

- A. \*Acceptance of Grant to Art-Speak
  - The Portsmouth Museum of Art (Catherine Sununu) \$ 100.00
  - Helene Mullaney (individual artist) \$ 25.00
  - Sarah Haskell (individual artist) \$ 25.00
  - Seacoast Repertory Theatre \$ 150.00
  - The Music Hall \$ 150.00
  - The New Hampshire Charitable Foundation \$5,000.00

*(Anticipated action – move to approve and accept the dues and grant money to Art-Speak, as listed)*

- VIII. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. Third reading and final 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 third and final reading of the proposed Ordinance amendment, as presented)*

## IX. CONSENT AGENDA

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

- A. Letter from Mike Daboul, President, Seacoast Mavericks, requesting the installation of 30 outfield signs, 5 A-frame signs and a temporary storage trailer at Leary Field during the course of the season June 6<sup>th</sup> – August 7<sup>th</sup> (***Anticipated action – move to refer to the City Manager with power***)
- B. Letter from Chris Pamboukes requesting permission to set up 1 or 2 stationary bicycles in downtown Portsmouth on any Sunday between June 1, 2014 – July 12, 2014 to begin a public awareness campaign for a community fundraising project Pedal For Power – 2000 miles for Solar (***Sample motion – move to refer to the City Manager with power (Vaughn Mall)***)
- C. Request for License from Philip Dube, owners of Off Piste for property located at 37 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 Philip Dube, owners of Off Piste on 37 Congress Street for a projecting sign at property located at 37 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***
- D. Letter from Mike Young, Portsmouth Babe Ruth, requesting permission to place 10 outfield signs, approximately 4' x 6' (dark green with white lettering) on the outer perimeter fencing facing inwards towards Leary Field from May 17, 2014 – August 17, 2014 (***Sample motion – move to refer to the City Manager with power***)

## X. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from Attorney Christopher Hilson, representing Richard B. Ireland, Jr. regarding injuries sustained to both his dog, Carter and Mr. Ireland during a dog attack (***Sample motion – move to refer to the City Attorney for report back***)

- B. Letter from Jennifer Riley, One Love Brewery, requesting permission to sell sealed growlers of beer at the Farmer's Market (**Sample motion – move to authorize the City Manager to negotiate and execute an amendment to the Farmer's Market agreement with Seacoast Growers to allow for the sale of sealed growlers of beer by One Love Brewery**)

## XI. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS

### A. CITY MANAGER

#### **Items Which Require Action Under Other Sections of the Agenda:**

1. Third and Final Reading of Proposed Resolutions and Ordinances:
  - 1.1. Third and Final 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 VIII of the Agenda**)

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

1. Proposed Loan Re: Reconstruction of Prescott Park Docks
2. Report Back Re: Landscape Façade Peirce Island Waste Water Treatment Facility
3. Proposal for Mobile Vending
4. Report Back Re: Open Streets
5. Sale of Obsolete Parking Meters

#### **Informational Items**

1. Events Listing
2. Update Re: Presentation and Discussion with Cynthia Scarano, Executive Vice President of Pan Am Railways
3. Household Hazardous Waste Day, Saturday, May 31, 2014

### B. MAYOR LISTER

1. Appointments to be Considered
  - Paul Mandle to the Citywide Neighborhood Steering Committee
  - Dan Rawling to the Historic District Commission as a Regular Member
  - Rick Becksted, Jr. to the Historic District Commission as an Alternate
  - Tristan Law appointment to the Taxi Commission
2. \*Establish Work Session Re: Financial Disclosure (**Sample motion – move to establish a Work Session on June 9, 2014 at 6:00 p.m. to discuss Financial Disclosures**)

**C. ASSISTANT MAYOR SPLAINE**

1. Sea-3/Pan Am Response
2. \*Future of Our North Cemetery

**D. COUNCILOR LOWN**

1. Parking & Traffic Safety Committee Action Sheet and Minutes of the April 10, 2014 meeting (***Sample motion – move to approve and accept the action sheet and minutes of the April 10, 2014 Parking & Traffic Safety Committee meeting***)

**XII. MISCELLANEOUS/UNFINISHED BUSINESS**

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

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

*\*Indicates Verbal Report*

**INFORMATIONAL ITEMS**

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

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

## CITY COUNCIL MEETING

MUNICIPAL COMPLEX  
DATE: MONDAY, MARCH 3, 2014

PORTSMOUTH, NH  
TIME: 7:00 PM [or thereafter]

### **I. CALL TO ORDER [7:00PM or thereafter]**

Mayor Lister called the meeting to order at 7:10 p.m.

### **II. ROLL CALL**

Present: Mayor Lister, Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Lown, Dwyer, Morgan, Spear and Thorsen

### **III. INVOCATION**

### **IV. PLEDGE OF ALLEGIANCE**

Mayor Spear asked Cub Scouts Joe and Nick Sanner to lead in a moment of silence and the Pledge of Allegiance.

### **PROCLAMATION**

1. Music in Our Schools Month – Steve Cirillo, Performing Arts Coordinator K-12

Councilor Kennedy read the Proclamation proclaiming the Month of March as “Music in our Schools” month. Mayor Lister presented the Proclamation and gift bag to Steve Cirillo, Performing Arts Coordinator K-12.

Mr. Cirillo thanked everyone for their support of the schools and specifically musical education and is honored to be a part of the fabric of the community. He invited everyone to attend 2 upcoming events; the first on March 12<sup>th</sup>, the all-city vocal concert and secondly, March 19<sup>th</sup>, the instrumental concert also including all 3 grade levels.

### **PRESENTATION**

1. Update on Transportation Projects – Transportation Planner Juliet Walker

Transportation Planner Juliet Walker gave an update on transportation projects with a power point presentation.

Councilor Dwyer asked if the wayfinding project would be completed by this summer. Ms. Walker stated yes. Councilor Dwyer then asked if we have looked at having valet service offered by the City. City Manager Bohenko stated we have looked at the possibility but we need a location and a lot to transition quickly.

Councilor Kennedy asked about the parking shuttle only being proposed for weekend operations and do we know how many stops are going to be required on any given weekend. She stated that the shuttle will need to be consistent and also questioned why there are only 2 locations outside of the downtown area; Sagamore Avenue and Peverly Hill Road. She stated that this is why she wants a Transportation Committee created. City Manager Bohenko stated that it will be consistent but as far as expanding, this is a pilot program and there are associated costs in any expansion. Ms. Walker stated there are a number of initiatives that can tie everything together, including the wayfinding, bikeways, public transit within the COAST system to other outlying areas that pedestrians and bicyclists can access as well.

Councilor Shaheen stated as we look at expanding and informing the public of parking options, she knows that the information is on-line, but would like to see the information distributed through other means such as restaurants. She continued that in regards to the satellite perspective, she wants to make sure that it can accommodate the workers who work late hours so that it can take the strain off of the Parrott Avenue parking lot and High/Hanover parking garage.

City Manager Bohenko stated that part of the pilot process will be determining who is using the service and feels that there will be the ability to make it work for certain groups, such as the hospitality industry and will have to deal with the security issues that come with the lateness of their work hours.

Transportation Planner Walker stated that built into the RFP is the collection of data and monitoring users, times, etc.

Councilor Spear stated that other areas outside of downtown is a challenge and feels it is an ongoing process getting the message out to the community etc. He stated regarding the satellite parking, the Nelson/Nygaard study stated that parking should be within a ¼ mile radius of market square or a 5 minute walk, but there are obstacles such as the traffic light at State/Middle Streets that pedestrians have to wait too long for the light. Ms. Walker stated that this project will address a lot of these issues.

## **V. ACCEPTANCE OF MINUTES – DECEMBER 16, 2013**

**Councilor Shaheen moved to accept the minutes of December 16, 2013, seconded by Councilor Kennedy.**

Councilor Dwyer asked that a correction be made to reflect her as being present at the meeting and not absent. The Clerk stated it was duly noted.

**Motion voted.**

## **VI. PUBLIC COMMENT SESSION**

Mayor Lister stated that there are 20 speakers signed up for Public Comment Session which will run over the 45 time limit. He asked if the Council wished to limit the speakers time below 3 minutes.

**Councilor Shaheen moved to keep the 3 minute time limit. Seconded by Councilor Kennedy and voted.**

Catherine DiPentima - stated that a group of ever-growing residents will be sending letters to the Newington Planning Board through an attorney and are requesting the City Council to support their efforts in requiring a comprehensive safety and environmental impact of the entire project which is allowed via Section 19 of the Planning Board Review regulations which allows the full scope of the project to be evaluated at the expense of the applicant. She stated she is looking for an answer this evening as to the disposition of her request so that it can be included in their letter.

Jane Sutherland – stated that it was announced in the Portsmouth Herald that there is a meeting regarding the Sea 3 proposal being held at City Hall on Wednesday, March 5<sup>th</sup> at 11:00 a.m. which will be open to the public, but the public will not be allowed to speak. She stated she would like the meeting to be opened at the conclusion for public comment as this is a broad regional issue.

City Manager Bohenko responded stating that the meeting that Ms. Sutherland referred to was meant to be a staff meeting with NH DOT and staff from other communities to gather information in an effort to keep the City Council informed. He stated there was one line of reference in his comments which was then published as a meeting in the newspaper. He stated it is not a “City of Portsmouth” meeting but the public is welcome to attend as we are not trying to hide anything. He concluded stating that at some point we may try to hold a more regional meeting with better notice to the public, but wants people to remember that this is a Town of Newington project and not City of Portsmouth.

Bob Shouse – began by stating that regarding parking, we need to build the Worth Lot parking garage as soon as possible. econdly, he brought attention to the Portwalk project amendments that were completed without going to the Historic District Commission as required. He stated these were not minor changes and feels that it was blatantly dishonest and deceitful as the building was wrapped in plastic all winter. He stated that the Council should be outraged by this and creates a bad precedent. He stated that they need to be required to go back to the HDC regardless of the cost that may be associated with removing the changes. He asked Councilor Kennedy as the Council representative to the HDC to carry the ball on this going forward.

City Manager Bohenko stated that once city staff became aware of this situation, the City Attorney brought the developer in. City Attorney Sullivan stated that Mr. Shouses’ comments are accurate and within a day of becoming aware, Jeff Johnson and ProCon came to City Hall and met with Planning staff and himself. He stated the result of the meeting was the developer and contractor have agreed to immediately appear before the HDC to seek approval as well as to the Planning Board for the site changes that have occurred. He continued that if these are NOT approved, the developer and owner have waived their right to appeal and will do whatever the HDC and Planning Board decide. He stated there is also an additional \$500,000 bond required so the developer will not ignore either of those Boards. City Manager Bohenko reiterated that the owner and the contractor gave up the right to appeal.

Mayor Lister stated that it was asked where is the outrage and assured the public that there is outrage, but they are trying to go through the proper channels.

Assistant Mayor Splaine asked how we can make sure that other projects are observed and caught doing something inappropriate so this doesn’t happen again. He also asked if the agreement not to appeal is the penalty, or will there be an additional penalty. City Manager Bohenko stated these are dealt with on a case by case situation and feels that giving up on the appeal was the best for this case.

Councilor Spear asked if the HDC and Planning Boards are supposed to look at this case as if the changes hadn’t been made yet or consider the fact that they are already done. City Attorney Sullivan stated that no consideration should be given that the changes are already done and they should apply the criteria as they normally would.

Councilor Kennedy requested that City Attorney Sullivan be present at the Historic District Commission meeting on March 5<sup>th</sup> when this is reviewed.

Councilor Shaheen asked how this could possibly been an “oversight” as she had to appear before the HDC at least 6 times for every change she wanted to make during her renovation process and feels this was blatant and trust has been eroded.

Bill and Tom Sylla – spoke regarding the need for an additional crosswalk on Middle Street at the intersection with Cabot Street.

Carol Hinton – spoke regarding the sale of the LaCava property on Mechanic Street and requested the Council approve this purchase as it is agreeable to the family.

James Boyle, 150 Greenleaf Realty Trust – requested that pursuant to the 02/27/2014 court order, the City of Portsmouth remove the sewer line on his property immediately, or pay him the back rent on the sewer line on his property for the last 10 years as outlined in the letter sent to City Attorney Sullivan.

Julian Long - member of the NH Transgender Steering Committee – spoke in support of the proposed resolution stating that the topic of discrimination comes up all of the time with stories of people being fired and harassed once they are found out to be transgendered individuals and related the fact that was out of work for a long period of time and adjusted resume’ to not relay that was a transgendered individual.

Marilyn (Mim) Easton – spoke as a concerned citizen in favor of the Transgender resolution stating the City of Portsmouth is leading the way because the State doesn’t have a law on this issue and workplace discrimination of any kind is wrong.

Sean Malves - read a statement in support of the Transgender resolution stating that transgender people pay their taxes and deserve the same rights as everyone else.

Janson Wu – staff attorney, Gay and Lesbian defenders, stated that the City of Portsmouth has a great opportunity to be a leader on the Transgender issue. He continued that 17 states have laws with others following, and both Senators Shaheen and Ayotte have voted in favor of federal laws regarding transgendered individuals. He stated that there are a lot of people suffering because of the discrimination they face each day and feels that this also is good for business recruitment and retention. He concluded by stating that the only reason the Governor of Arizona vetoed the bill, was because of intense pressure of the people.

Bob Gibbons – spoke in opposition of the proposed Sea-3 expansion and stated he appreciates all of the effort by the City Council and City Manager and asked those efforts be continued. He stated that Pan Am has exhibited blatant disregard to residents of Westford, Massachusetts after the derailment in that town. He stated Pan Am’s position is that they “followed the letter of the law” and weren’t required to notify the towns and he feels that we will be treated the same way.

Devon Chaffee – Executive Director, NH Civil Liberties Union – spoke in support of the Transgender resolution stating they have been fighting for advancing civil liberties in New Hampshire for 40 years, including transgendered individuals. She thanked Assistant Mayor



Splaine for his leadership and the Portsmouth Herald for their editorial on the issue. She concluded that it is fitting for the City of Portsmouth to be leading the way on this issue as it is an accepting and welcoming community.

Richard DiPentima – stated in 2009 as a State Representative, he voted in favor of the transgender resolution and it passed the House, but was defeated in the Senate, so he is glad this issue is being discussed. Secondly, regarding the Sea-3 project, he thanked everyone for their efforts this far stating that no one asked for this fight but it has been thrust into our back yards. He stated this will have a profound impact on the lives of many citizens and has to be dealt with appropriately. He stated we need to make sure the Town of Newington follows their own ordinance and get a comprehensive study of the entire project with the cost being deferred to the applicant.

Jerry Zelin – spoke regarding the proposed repeal of the height limit stating that he proposes a compromise that it be suspended for 6 months to have the city develop a mini master plan for the north end. He continued that zoning is supposed to be based on the Master Plan and 10 years ago there was very little mention of the north end, and the north end and downtown have the same conditional use criteria. He stated that some say that form-based zoning will solve the problems but it doesn't include the north end and the north end only has 10 more available lots and he doesn't want to see 10 more Portwalks.

Julie Ross - member of the Islington Creek Neighborhood Group - stated they have been in front of the Council 4 other times regarding the Brewster Street Boarding house and they are now asking that the renewal of their permit be denied in light of new violations that have been brought to light. She continued that the owner has had multiple chances to correct the issues but now it is up to the City Council to end this problem and if need be, they can go to Court. She stated that this property has an absentee landlord and this facility needs to be shut down, with a specified time for the tenants to find alternative arrangements, as they deserve better.

Jay Dennett – spoke regarding the Brewster Street boarding house stating that enough is enough and they have not complied with the agreement so the permit should not be renewed.

Larry Cataldo – stated he also feels that the Brewster Street permit should not be renewed and feels that someone is trying to make fools of city officials by not complying with the agreement. He stated it is shameful for the city to not act responsibly but understands also that the tenants need to be taken care of as well. Secondly, he stated he supports the Transgender resolution.

Karina Quintans – representing 12 people in the audience from the Islington Creek Neighborhood Assoc., stated that Brewster Street Boarding House has been in non compliance of city code for more than 30 years. She stated the City has tried for the last 8 years to come to an agreement and asked that this be the last time dealing with the issue. She stated that the renewal of the permit should be denied for non-compliance and we need to show integrity in following our own regulations and put the health and safety of citizens over business. She concluded that anything short of denial is unacceptable.

Joe Caldarola – stated he supports Councilor Kennedy's request for the formation of a Transportation Committee and feels this could be done in conjunction with work already being done regarding parking. Secondly, regarding Brewster Street he stated it is time to deal with this once and for all. Next, he discussed Sea-3 stating that the citizens have made a credible

argument but Sea 3 and the railway with push back, so it is important to keep on top of this issue. Finally, regarding Portwalk, he stated it is required to have an as-built bond, but wonders if there should also be an architect bond which would certify that it is built as approved.

**Assistant Mayor Splaine moved to suspend the rules to bring forward item XI.A.3 (c) on the agenda. Seconded by Councilor Shaheen and voted.**

c. 21 Brewster Street

**Assistant Mayor Splaine moved to deny the permit and to establish a non-meeting with Counsel on a date to be determined to discuss legal options, seconded by Councilor Morgan.**

Mr. Brian Hogan spoke from the audience asking if he could address the Council.

**Assistant Mayor Splaine moved to suspend the rules to allow Mr. Hogan to address the Council. Seconded by Councilor Spear and voted. Councilor Lown abstained.**

Brian Hogan, owner of 21 Brewster Street boarding house, stated that there have been falsehoods stated by the neighborhood association, but that bedbugs are an ongoing issue in many facilities. He stated they have taken much effort to exterminate them and the Health Department has deemed the property clean. He stated any complaints are not coming from the tenants and there has never been a water or electricity shut off in the building. He continued that being called an absentee landlord isn't fair and feels that the neighbors have never been into the building to see for themselves. He stated that he feels the ordinance was specifically put in place to put him out of business. He stated he is very concerned for his tenants and asked that they look at the building before putting him out of business.

Councilor Shaheen stated that the Council has 3 options in front of them and finds it hard to imagine extending the permit with current violations. Mr. Hogan responded that he has been dealing with bedbugs for years but there have been no infestations and he has been treating the problem religiously. Councilor Shaheen stated that the facts speak otherwise and the directive was to treat the entire facility but Mr. Hogan has only gone floor by floor. Mr. Hogan stated he now does the entire building quarterly and has the exterminator on call.

Mayor Lister stated this conversation needs to be limited as it may end up in legal proceedings.

Assistant Mayor Splaine stated it is clear there is a problem there and feels it can only be remedied by denial of the permit. He stated this is about the residents and neighbors safety and health and the city is obligated to find alternatives for people to live.

City Manager Bohenko asked that the motion include "denied in accordance with reports of city staff".

Councilor Kennedy asked what will be done to allow tenants time to find a place to live. City Attorney Sullivan stated this is what needs to be discussed in non-meeting.

**Motion to DENY the permit in accordance with staff reports and to establish a non-meeting with Counsel on a date to be determined to discuss legal options, passed on an 8-0 roll call vote. Councilor Lown abstained.**

City Attorney Sullivan stated the tenants do not have to vacate and are not being forced out.

Councilor Dwyer stated she would like to have the non-meeting at the end of regular session.

**Councilor Kennedy moved to go into a non-public session after the meeting, seconded by Assistant Mayor Splaine. City Attorney Sullivan clarified it would be a non-meeting with Counsel. Roll call vote was taken and passed 8-0 with Councilor Lown abstaining.**

**Councilor Shaheen moved to suspend the rules to bring forward item XI.C.2 on the agenda. Seconded by Councilor Thorsen and voted.**

2. Portsmouth Transgender Non-Discrimination Policy Resolution

**Assistant Mayor Splaine moved to adopt the Portsmouth Transgender non-discrimination Policy resolution, seconded by Councilor Spear.**

Assistant Mayor Splaine read the resolution and stated that all of the comments from the public as well as the Portsmouth Herald editorial have contributed to the powerful conversation about human beings. He continued that he has been gay all of his life and doesn't understand what it is like to be straight, but he is 99% like everyone else in every other way. He stated this is the same for transgendered individuals and just because people are different doesn't mean they should be discriminated against.

Councilor Lown asked for clarification in the fact that he thought this vote had already occurred at a previous meeting. Assistant Mayor Splaine stated it was proposed to come forward previously. Councilor Lown also asked for clarification that this was brought forward not because discrimination has occurred, but to raise awareness.

Councilor Thorsen stated it is important to make a statement on non-discrimination and that it is not just an affirmation but is pragmatic. He stated that the legal uncertainty of this issue at the State level means this is putting the cart before the horse because the State doesn't define the term "transgendered". He stated if there is no legal definition then it is problematic to set a policy in terms of accommodations, etc and he stated he is glad we are sending a letter to the State, but when we are labeled on our birth certificates it becomes legal. He continued that transsexuals physically change gender and go through a legal process, but it is not the same for transgendered individuals. He stated we cannot just say we are against discrimination, but need to look at the legal ramifications. He stated he is in favor of putting this back to the State level and feels this is an important discussion.

Councilor Shaheen asked for clarification that the language in the resolution is adequate to more than just affirm but to also protect. City Attorney Sullivan clarified that there is a footnote in the policy to define "transgendered" but this is only applicable to city employees.

Councilor Dwyer stated that the definition is clear and makes a distinction between transgender and transsexual. She continued that similar things were said about the equal rights amendment and it was never passed but went forward anyway. She stated we can't wait for the State to act first.

Mayor Lister passed the gavel to Assistant Mayor Splaine.

Mayor Lister stated he will support this and acknowledged all of the people who came out to support it this evening.

Assistant Mayor Splaine passed the gavel back to Mayor Lister.

City Manager Bohenko stated we already have a non-discrimination policy and this will be included in the existing policy.

**Motion passed on a 9-0 roll call vote.**

## **VII. PUBLIC HEARINGS**

- A. 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

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

Maria Skole, Engineer, Pease Development Authority – stated this tank is located on the Pease Tradeport and was built back in the 1950's and does need to be replaced sooner than later and is glad it has been moved up in the Capital Improvements Plan. She concluded by stating that she appreciates the hard work and professionalism of the city staff in all the various aspects of working with the PDA.

Seeing no one else wishing to speak, Mayor Lister closed the public hearing.

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

- A. First Reading of Proposed Amendments to Chapter 10 – Zoning Ordinance, Inserting a New Article 5A – Character Districts (aka Form-Based Zoning)

**Councilor Spear moved to schedule second reading and public hearing on the attached ordinance entitled Article 5A – Character Districts, at the March 17, 2014, City Council meeting, seconded by Councilor Lown.**

Councilor Kennedy stated she went to the Planning Board meeting to suggest changes, and she also believes that the amount of coverage is less than the original zoning. She stated she will hear from the public and then make amendments.

City Manager Bohenko stated he feels it will be more effective to give a full presentation at the March 17<sup>th</sup> meeting, but if the Council prefers to hear it now, then they are ready.

Councilor Spear asked after passage of the ordinance, how many properties would be conforming versus non-conforming and what would the ration be after.

Discussion ensued regarding current zoning versus proposed amendment with Planning Director Taintor explaining the differences.

Councilor Kennedy stated she is concerned that this will be successful but is only for a minor area and wants consistency and not have to redefine at another level.

Councilor Shaheen stated she wants the public to engage in the process and feels it is a dense subject with lots of information to digest.

Discussion ensued regarding whether more time should be allowed for public input on the issues. The consensus was that there have been and will be more opportunities for public input so the public hearing should proceed as scheduled on March 17, 2014.

**Motion passed.**

- B. First Reading of Proposed Amendments to Chapter 10 – Zoning Ordinance, Miscellaneous Conforming Amendments to Implement Character Based Zoning

**Councilor Spear moved to schedule second reading and public hearing on the attached Ordinance dealing with conforming amendments at the March 17, 2014 City Council meeting. Seconded by Councilor Lown and voted.**

- C. Adoption 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 Spear moved to adopt the Bond Resolution up to Three Million Five Hundred Thousand (\$3,500,000) Dollars for the replacement of the Hobbs Hill Landing Water Tank, as presented. Seconded by Councilor Lown and passed on a 9-0 roll call vote.**

**IX. CONSENT AGENDA**

- A. Request for Approval of Pole License to install 1 pole and 40' of underground conduit on Salter Street for an electrical service to 13 Salter Street (***Anticipated action – move to approve the aforementioned Pole License Agreement as recommended by the Public Works Department with the approval conditioned upon amendment of the license to allow for the collection of any lawfully assessed real estate taxes***)
- B. Letter from Kathie Lynch, Portsmouth Little League, Inc., requesting permission to install temporary signage to be located at the Plains and Hislop Park baseball fields during the 2014 baseball season (***Anticipated action – move to refer to the City Manager with power***)

**Councilor Spear moved to adopt the Consent Agenda as presented. Seconded by Councilor Dwyer and voted.**

**X. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS**

- A. Letter from Peter Newbury, SABR Board of Directors requesting permission to hold an Open Streets event on Sunday, September 14, 2014

**Councilor Lown moved to refer to the City Manager for report back. Seconded by Councilor Kennedy and voted.**

- B. Letter from Islington Creek Neighborhood Association Re: Permit renewal for 21 Brewster Street Boarding House

**Councilor Kennedy moved to accept and place on file. Seconded by Councilor Spear and voted.**

**XI. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS**

**A. CITY MANAGER**

1. Proposed Purchase of 95 Mechanic Street (LaCava Property)

City Manager Bohenko gave a brief history and asked Deputy Public Works Director Goetz to give a brief presentation on the purchase recommendation.

Deputy Public Works Director Goetz reviewed the history of negotiations beginning in August of 2011 with the owner approaching the City offering the property at approximately \$780,000 through the present with a negotiated sale price of \$450,000.00. He explained the benefits of the purchase would include a cost savings during the Mechanic Street Pumping Station upgrade process as there would be no need for bypass pumping because the existing station can remain in operation during construction of the new station. He stated there would be more room for contractor to stage and do work with an estimated cost savings of \$400,000 - \$500,000. Also, there would be an opportunity to improve public access, more options to improve the aesthetics and site layout, better noise and odor control with new technologies and enclosed space and finally, leave open the option to move the station across the harbor.

Councilor Kennedy asked have we met with abutters. Public Works Director Rice stated we have contacted the existing aesthetics committee and left messages and spoke with some abutters directly. Councilor Kennedy stated she had lunch with some of the abutters who were unaware that this was going to be voted on tonight. She continued that the LaCava property is within 50' of the high tide line which makes this a change of use. She stated she has also been told that this would go up to the Prescott land and wonders what that does to our agreement with them. She concluded that haven't been any discussions since 2011 and feels the community needs to know what is going on.

Deputy Public Works Director Goetz stated there is no current design as there would not be any proposal brought forward until the property has been purchased. Public Works Director Rice addressed the 50' tide line issue stating that approvals would have to be secured, but again specified that there are no plans as of yet until the property has been secured. He stated that the project will benefit from having additional space and it will be a public process.

Councilor Lown stated it seems obvious to buy this property and we are not competing with private purchasers right now but discussions might stimulate interest.

Councilor Dwyer stated she agrees and is in favor of buying the property and we are not voting on what will be going on it. She stated there has been constant activity on this and it is time to act on it as the owner is willing to sell.

Councilor Thorsen stated he has 4 quick points to ask; what happens to the Gate Street stub; what happens to the access to the pier; what happens to the LaCava property and if it is torn down, can we widen the street.

**Councilor Spear moved to suspend the rules to go past 10:00 p.m. to no later than 10:45 p.m., seconded by Councilor Dwyer. Motion voted.**

Deputy Public Works Director Goetz stated that those questions haven't been vetted as of yet until the property has been secured. Public Works Director Rice stated regarding widening the street that would be a significant improvement.

Councilor Kennedy stated she is not in favor of voting with no plan in place and because the residents didn't have a chance to speak on it. She stated the last public hearing was in October 2011 and the public is concerned with what can be built there.

Councilor Spear stated we are voting to open up our options to open up access, improve aesthetics, improve noise and odor issues, etc. and if we vote against this purchase and sales agreement, then it goes away. He stated this makes economic sense and there is no plan to design/build anything at this point and the Council will have to vote on anything that is proposed in the future.

**Councilor Spear moved to ratify the Purchase and Sales Agreement dated February 21, 2014, and further, authorize the City Manager to complete the acquisition of the property at 95 Mechanic Street from the Estate of LaCava, seconded by Councilor Dwyer. Motion passed on an 8-1 roll call vote. Councilor Kennedy voted opposed.**

2. Request for Street and Sidewalk Obstruction License Re: 7 Islington Street, LLC, 40 Bridge Street

**Councilor Spear moved to authorize the City Manager to negotiate and enter into a license with 7 Islington Street, LLC to facilitate construction activities at 40 Bridge Street, which includes a license fee of \$30 per parking space per day). Seconded by Assistant Mayor Splaine and voted.**

3. Annual Renewal of Boarding House Permits:
  - a. 350-352 Hanover Street

**Councilor Lown moved to approve the Boarding House permit for 350-352 Hanover Street for a one year permit to expire March 3, 2015. Seconded by Assistant Mayor Splaine and voted.**

- b. 278 Cabot Street

**Councilor Lown moved to approve the Boarding House permit for 278 Cabot Street for a one year permit to expire March 3, 2015. Seconded by Councilor Dwyer and voted.**

- c. 21 Brewster Street *(Previously addressed)*

4. Proposed Easement Re: 1475 Lafayette Road

**Councilor Spear moved to authorize the City Manager to accept a right-of-way easement on Elwyn Road from Cumberland Farms, Inc. Seconded by Councilor Dwyer and voted.**

5. Request to Establish a Work Session with General Services Administration (GSA) Re: Federal McIntyre Building

**Councilor Kennedy moved to establish a work session for Monday, March 31, 2014 at 6:30 p.m., with a site walk to be held at 5:30 at the McIntyre Federal Building, and for the congressional delegation to be invited as well. Seconded by Assistant Mayor Splaine and voted.**

**Mayor Lister called a recess at 10:15 p.m. and reconvened the meeting at 10:30 p.m.**

#### **Informational Items**

1. Events Listing
2. Report Back Re: Design Review Regulations
3. Report Back Re: Conditional Use Permit

Councilor Spear asked if it would be appropriate to make the amendment of striking out the conditional use section in its entirety as recommended by the Planning Board, during the second reading of the ordinance. City Attorney Sullivan stated it would change the original proposal and would require another public hearing.

Councilor Spear moved to, at a time the Mayor deems convenient, come back with a first reading to adopt the Planning Board recommendation. No second.

4. Proposed Additional Areas to Implement Character-Based Zoning

City Manager Bohenko stated he received a quote of \$97,000 and wanted to make the Council aware, but feels this would be premature until the Council enacts the initial study area.

Councilor Shaheen stated she appreciates the City Manager's point that this may be premature, but character based zoning only relates to downtown and she feels it would be helpful to collectively consider the expanded areas.

Councilor Lown stated he is inclined to expand the area but feels it does make sense to wait until third reading. City Manager Bohenko stated yes.



5. Sea-3 Update

City Manager Bohenko stated there is a link on the city website with all of the Sea-3 update information. Secondly, he stated that regarding the meeting previously mentioned, it is a staff meeting to research the issue, but people are welcome to attend to observe.

Assistant Mayor Splaine stated that maybe people can let the City Manager know ahead of time what questions they have.

6. African Burying Ground Update - *No discussion on this item.*

**B. MAYOR LISTER**

1. Appointments to be Voted:

- 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
- 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
- Josh Denton appointment to Sustainable Practices Blue Ribbon Committee

**Councilor Spear moved to approve the aforementioned appointments. Seconded by Councilor Lown and voted.**

**C. ASSISTANT MAYOR SPLAINE**

1. Alternatives to Repealing the Conditional Use Permit

Assistant Mayor Splaine stated that a lot of people are concerned with the height issue in the downtown as he had learned through his various neighborhood walks. He stated there have been a lot of suggestions and alternatives presented but feels that we need to find out one way or another whether Harbor Corp is vested or not before March 17<sup>th</sup>. City Manager Bohenko stated that the City Attorney has ruled that they are vested as they had already gone to the Planning Board.

Councilor Shaheen stated that the challenge moving forward with character based zoning is we will have to address the height issue as well. She stated her concern with Harbor Corp. is the amount of time that has gone into the vesting process and then the limits are changed and the project is compromised. She stated that if the risk is substantial enough to challenge the vesting status, then the conditional use permit become irrelevant. She stated that is why we need to do the Character based zoning right.

Councilor Dwyer stated that Senator Clark thought people voted to get rid of conditional use because they didn't know what they were voting for. She explained that when a project is vested, the Boards have already done their reviews and feels it is important not to cloud issues with things that are not feasible. She stated we should deal with form based portion first and not be distracted.

Councilor Spear reviewed the recent history of the conditional use permit which was meant to be a compromise and feels that the Planning Board works with this issue all of the time and this ordinance needs time to bear fruit.

Councilor Thorsen stated that Harbor Corp is vested but it is going to fail because its design is improper.

Councilor Kennedy stated she will wait for the public to speak on the issue and feels that even the form-based zoning only deals with one area of town and leaves out another entirely.

Councilor Splaine stated he wants to see Harbor Corp come in by March 17<sup>th</sup> with exactly what they want to do and if they don't want it repealed, they should tell us what it is going to look like.

Councilor Shaheen stated the decision shouldn't hinge on Harbor Corp alone and a mandate on height should apply everywhere and the scope should be extended to include the north end. She stated we need to put forward a procedure that isn't contradictory.

Councilor Lown stated we need to respect the process we have gone through the past months and doesn't feel it is fair that Harbor Corp loses vesting if they choose to lessen the height and there should be a distinction between these. City Attorney Sullivan explained that this is statutory vesting and the project Harbor Corp presented is vested. He stated if they bring in a different proposal, the Planning Director would have to determine if it is close enough to the original plan to remain vested.

Councilor Morgan is concerned that both items are coming forward and wants to know how we can add the north end and Islington Street as they are both important. She stated she wants to hear from the public on both issues and weight the risks.

2. Portsmouth Transgender Non-Discrimination Policy Resolution (*previously addressed*)

**D. COUNCILOR KENNEDY**

1. Establish Transportation Committee

Councilor Kennedy stated that she would like this brought back to the next meeting as there was a motion that was supposed to be included.

**E. COUNCILOR LOWN**

1. Parking & Traffic Safety Committee Action Sheet and Minutes of the February 13, 2014 meeting

**Councilor Lown moved to approve and accept the action sheet and minutes of the February 13, 2014 Parking & Traffic Safety Committee meeting. Seconded by Councilor Spear and voted 8-1, Councilor Kennedy opposed.**

Councilor Spear asked that Mr. Sylla's request for a crosswalk be referred to the Parking and Transportation Committee for review.

**F. COUNCILOR DWYER**

1. JBC Update

Councilor Dwyer gave a brief update on the Middle School project and explained that there was a conversion of contract with the construction manager with a lump sum agreement which memorialized the workscope change and delays, etc. She stated the Joint Building Committee voted on this on February 26, 2014.

Councilor Lown stated he doesn't want to release any delay claims. Councilor Dwyer clarified that the JBC has the authority to make that decision and they are not releasing all claims. City Attorney Sullivan clarified that the City Council controls the money, the school produces the design and the Joint Building Committee acts upon those directions.

Councilor Dwyer stated this has been done within the funding allotted by the City Council. Councilor stated he wishes to have his objection noted for the record.

**XII. MISCELLANEOUS/UNFINISHED BUSINESS**

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

**Councilor Kennedy moved to go into a non-meeting with Counsel at 11:35 p.m. Seconded by Assistant Mayor Splaine and voted.**

Respectfully submitted:



Valerie A. French  
Deputy City Clerk

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





John Bohenko  
City Manager, City of Portsmouth  
1 Junkins Ave  
Portsmouth, NH 03801

May 8, 2014

Dear Mr. Bohenko,

On behalf of the Seacoast Mavericks, I wanted to thank you, the City Council, Rus Wilson, and members of the Recreation Department for your support during the 2013 season. Our ability to use Leary Field and call Portsmouth our home was a success.

We were able to make significant improvements to the field (including adding new dug-outs), worked with the teams that utilize the field (Portsmouth Babe Ruth and Booma Post 6 Legion), and successfully integrated the ball games into the neighborhood with minimal disruption or impact.

In preparation for the 2014 Season (June 6<sup>th</sup>, 2014 through August 7<sup>th</sup>, 2014), we respectfully submit the following for your approval:

- Thirty (30) outfield signs, approximately 4' x 6' (dark green with white lettering and artwork) to be placed on the outer perimeter fencing facing inwards towards the field
- Five (5) A-frames to be placed at designated locations (as directed by the City) on home game days only (set up late morning and removed during or immediately after the game).
- Storage trailer (20' x 8' x 8') to be located in the Rockland Street parking lot behind the grandstands at Leary Field.

We would like to make additional improvements to Leary Field. Working with Rus Wilson and the Recreation Department (along with Portsmouth Babe Ruth), these improvements include a hitter's screen in centerfield, renovations/replacing the snack shack, and improving the lighting. The hitter's screen will be installed this year. The lights and concession stand are larger projects that will require further planning between all stake holders.

This summer we would like to continue to operate out of the current concession stand but prepare all cooked food on a grill immediately outside of the concession stand. We would also like to have a small fryolator approved for use. This fryolator would also be used outside of the

current concession stand. We would ask the Portsmouth Fire Department to guide us as to where to put this item and adhere to whatever safety procedures they would require.

Thank you for your consideration.

Regards,

A handwritten signature in black ink that reads "Mike Daboul". The signature is written in a cursive style with a large, stylized initial "M".

Mike Daboul  
President  
Seacoast Mavericks



**PEDAL  
FOR  
POWER**



**Pedal For Power – 2000 Miles For Solar  
Approval Request for Public Awareness Campaign**

Chris Pamboukes  
Portsmouth, NH 03801  
5.13.2014

Honorable Mayor Robert Lister  
Portsmouth City Council  
1 Junkins Ave  
Portsmouth, NH 03801

Honorable Mayor Lister and Portsmouth City Council,

My name is Chris Pamboukes, Portsmouth native and resident at 91 Cutts Street. I am writing to request approval to begin a public awareness campaign for a community fundraising project I have organized called Pedal For Power – 2000 miles for Solar.

**Project Synopsis:** This July a friend and I will bicycle 2,000 miles from Vancouver, BC to San Diego, CA along the Pacific Coastline. To take the endurance challenge even further, we have organized a fundraiser to benefit others and the environment locally with our distant trip.

Our mission is to raise \$50,000 to cover the total installation cost of a Solar Electric Power System at Cross Roads House, a homeless shelter in Portsmouth, through a Donate-Per-Mile style fundraiser and upcoming community events.

The system will effectively save Cross Roads House \$3,200 and displace 27,000 pounds of carbon dioxide per year for the next 30 years or more. If successful, this project will be an excellent example of community and sustainability amongst everyone involved.

**Public Awareness Campaign Request:** The community outreach I am requesting approval for is to set up one or two stationary bicycles in prominent locations in downtown Portsmouth that my riding partner and I could use to train for our bike trip, as well as, increase awareness for our project any Sunday between June 1<sup>st</sup> - July 12<sup>th</sup>, for several hours per day.

With one or two of our stationary cycles and a small banner affixed to the handlebars of our bikes (a total footprint the size of one-two bicycles), our awareness campaign is as simple as riding in place at popular downtown destinations such as the North Church, on Vaughn Mall, Prescott Park, or Memorial Park. This unique but simple outreach approach will get attention from city locals and tourists alike, both of whom we are eager to share info about our mission, associated website [www.PedalForPower.com](http://www.PedalForPower.com), related events, and how to donate.



Our public awareness campaign would look a lot like the image below:



During our outreach we do not intend to accept donations in person, play music, perform, or begin debates on social inequality or climate change; we simply want to share conversation with others about our goal and how to support our mission. Our goal is a large one, so we really want to get the message out to as many interested local people as possible.

We believe that with your approval, this awareness campaign will help get closer to a huge goal that is very important to us. We are proud to have this opportunity to give back to a community that we cherish so much and have supported us throughout the years.

Please let me know if arranging this community outreach is a possibility or if you have any other questions about our request.

Thank you very much for your time in reading this request for support to our mission, Pedal For Power.

Sincerely,

Chris Pamboukes

603.498.7817

[PedalForPower2014@gmail.com](mailto:PedalForPower2014@gmail.com)

[www.PedalForPower.com](http://www.PedalForPower.com)



## Local Renewable Energy Duo Ride 2,000 Miles for Solar Charity

By Patrick Martin

Josh Andrews and Chris Pamboukes are two Portsmouth residents who share a deep love of cycling. This summer they plan to put that passion to work in stimulating positive change for the Seacoast area.

On July 14<sup>th</sup> the two amigos will begin a 2000 mile bicycle trek along the Pacific Coastline from Vancouver, BC to San Diego, CA. If endurance cycling wasn't enough, they decided to take the challenge further and organized Pedal for Power, a local fundraiser to help others, help the environment, and bring together community.

Andrews and Pamboukes began Pedal for Power, a Donate-Per-Mile Bikeathon Fundraiser to cover the installation cost of a solar electric power system to be built at Cross Roads House, a homeless shelter in Portsmouth. With their website, PedalForPower.com, community outreach events, and various media, the guys aim to raise awareness and funds to reach their financial goal of \$50,000.

“For two local Joes like ourselves this financial goal will continue to be a large and difficult task,” Pamboukes explains, “but we believe that if we get support from as many local people in our community as we can, many \$20 to \$100 contributions will add up to a lot. This project is grassroots at its core, so we believe many locals who value close community will recognize the benefits the solar energy system will provide at Cross Roads House and here in Portsmouth.”

The new 16 kilowatt solar photovoltaic system will include 62 panels positioned on the south facing roof of the Cross Roads facility. ReVision Energy, the premier full-service renewable energy contractor in the Northern New England area, will build the new array in the space just beneath the solar hot water system installed by fellow GA Business Partner Seacoast Energy in 2009 and 2012.

This new project is a huge step for the shelter in their mission to create a renewably powered home for the area's less fortunate. The installation is projected to save Cross Roads around \$3,200 a year for 30 or more years. For an organization that helped 386 different individuals, children and families last year, this reduction in overhead costs is comparable to donating 1,000 additional meals every year. On top of that, the system will cancel out 27,000 pounds of annual carbon dioxide emissions, equaling 560 trees planted per year.

For anyone interested to learn more or donate to their mission, Andrews and Pamboukes invite you to visit [www.PedalForPower.com](http://www.PedalForPower.com). On the website you can learn

more about who's involved, what motivated PFP, related community events, and general awareness on the topics of homelessness and renewable energy.

Also on the website a donation feature will bring you into a Cross Roads House donation platform that allows one to make a tax-deductible donation directly to a secure, 501(c)3 banking account specifically for the Pedal for Power mission.

"We're relying on many Penny-Per-Mile (\$20) or Nickel-per-Mile (\$100) contributions from many individuals or businesses to make this happen, so it's important that the word gets out there and our story shared," urged Andrews, "One really great thing about this fundraiser is that you only have to donate once, but the end result will continue to generate more savings every year for the next 30 years or more. It's a gift that keeps on giving."

In-Kind or larger financial business sponsorships also play a role in the project. So far, in-kind sponsorships have been provided by Port City 'Peds, New England Printing, Bowl-O-Rama, The Thirsty Moose Taphouse, WHEB, Flat Bread Pizza Company, and Green Alliance to name a few. Besides their lead sponsor, ReVision Energy, Pedal For Power has yet to acquire a larger contributing sponsor to help put a bigger dent in the \$50,000 goal.

Josh and Chris have an impressive track record for cycling journeys along the East Coast and in Europe but potentially more impressive is their commitment to community.

Through the years, both Andrews and Pamboukes have been involved in and organized a multitude of philanthropy events including Andrews' 2.62-mile charity race to benefit a Chelmsford victim of the 2013 Boston Marathon Bombings.

Andrews, who's close friends characterize as modest, also participated in the 2013 and 2014 Boston Marathons - most recently, placed 204th out of over 17,000 who were able to finish the grueling challenge of physical endurance.

In 2004, Pamboukes received recognition by the Greater Portsmouth Education Partnership Council for his volunteer work at the Cross Roads House in Portsmouth with a tutoring program called "Students Helping Students in Need". Following his graduation from Champlain College in Burlington, VT, Chris also worked as an Outreach Counselor at Spectrum Youth and Family Services, a Vermont based non-profit that provides services similar to those at Cross Roads House.

Located on Route 1 in Portsmouth, the Cross Roads House is a emergency transitional shelter granting people without a place to call home a moment of respite as they try to get back on their feet. In the last 31 years of service, Cross Roads has provided an

estimated 500,000 sheltered nights to over 5,000 different individuals and over 500 families. Other services include breakfast and dinner 365 days a year, computer and phone access, shower and laundry facilities, job search and vocational training, mental health services, substance abuse counseling, and much more.

“Volunteering at Cross Roads House during high school helped me begin to recognize the real struggles and hardships many individuals and families can face in our world, our country, and our local communities,” reflected Pamboukes.

Just ten years after his initial work at the shelter, Pamboukes plans to help out once more – this time with the help of his employer and Green Alliance Business Partner ReVision Energy.

“It is an honor and a privilege to have an opportunity to combine my passions and my career in a personal way that creates a tangible, positive impact in the community I grew up in. Portsmouth is my home and it has supported me a lot along the way to where I am now,” said Pamboukes when asked what it was like to get back to Cross Roads House.

Perhaps another positive externality generated by the project is its positioning. Facing South to the heavy traffic of the “Route 1 Corridor”, the shiny new panels are likely to catch the eye of passersby – acting as a beacon for renewable energy and community service in the Seacoast area.

“It has the chance to inspire many people to learn more about the solar industry that’s alive and well right here in New Hampshire and New England,” said Pamboukes. “We’re excited to showcase solar energy because it’s an important piece to the grand puzzle that is society’s reaction to global climate change and peak oil. We at ReVision Energy want the solar industry to grow not only because it helps our business, but we genuinely believe in its ability to curb the over consumption of finite fuels that pollute our environment. It’s one thing to try and raise \$50,000 dollars in 6 months, but the real challenge is developing a sustainable future filled with opportunity that everyone can prosper in.”

So as the weather warms up this spring, keep an eye out for the Pedal For Power duo around the Greater Seacoast as they gear up to make positive change happen. They will be training on their stationary bikes in various locations in an effort to promote awareness and rally the support of those generous enough to contribute to building a piece of the Seacoast’s sustainable future.

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# MEMORANDUM

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**TO:** John P. Bohenko, City Manager  
**FROM:** Rick Taintor, Planning Director  
**DATE:** May 13, 2014  
**RE:** City Council Referral – Projecting Sign  
Address: 37 Congress Street  
Business Name: Off Piste  
Business Owner: Philip Dube

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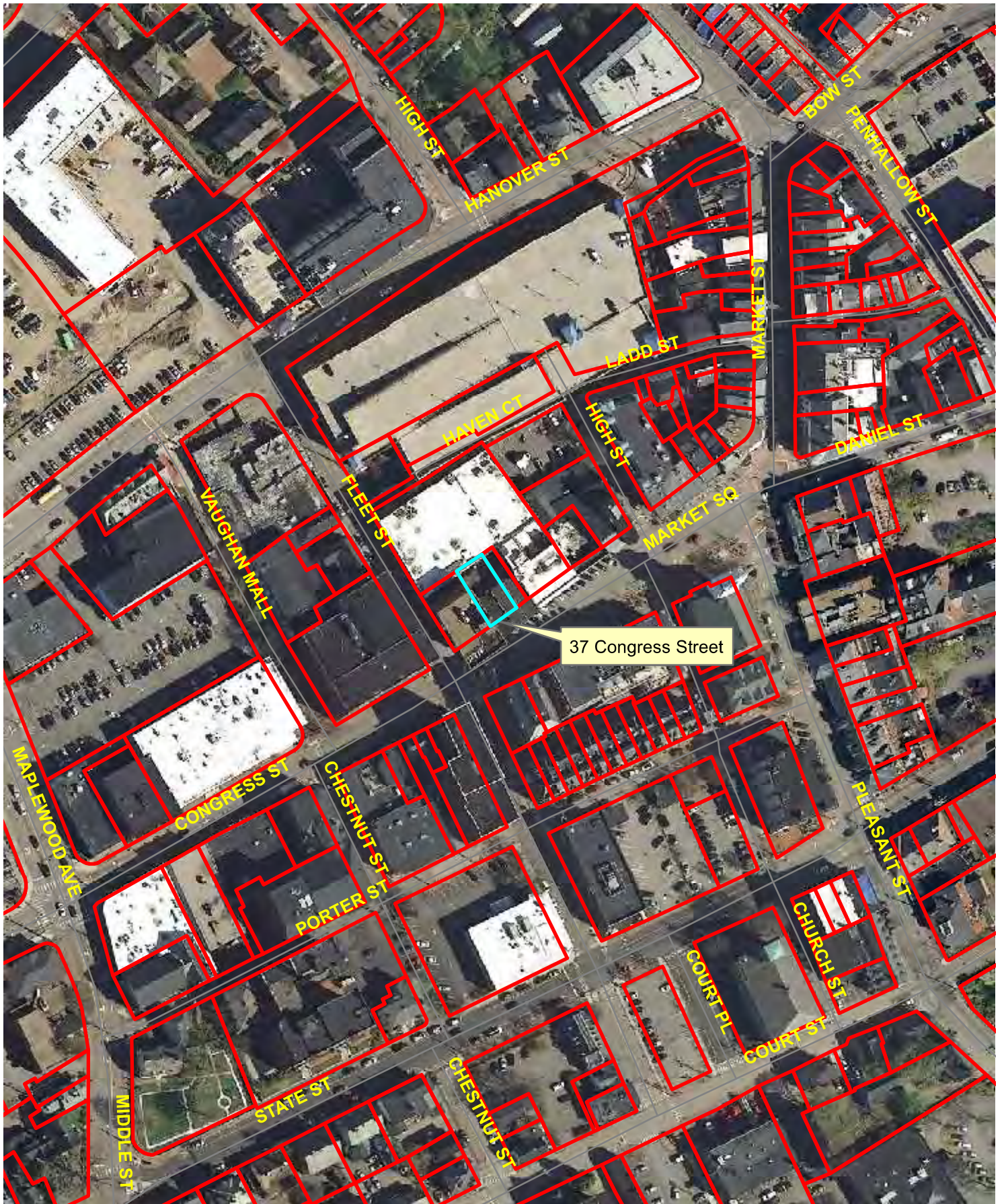
Permission is being sought to install a projecting sign on an existing bracket, as follows:

Sign dimensions: 36" x 36" (round)  
Sign area: 7.0 sq. ft.  
Height from sidewalk to bottom of sign: 12'0"  
Maximum protrusion from building: 48 in.

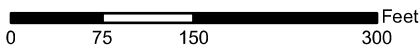
The proposed sign complies with zoning requirements. If a license is granted by the City Council, no other municipal approvals are needed. Therefore, I recommend approval of a revocable municipal license, subject to the following conditions:

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.





37 Congress Street

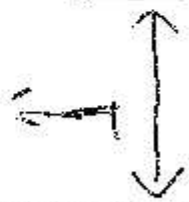
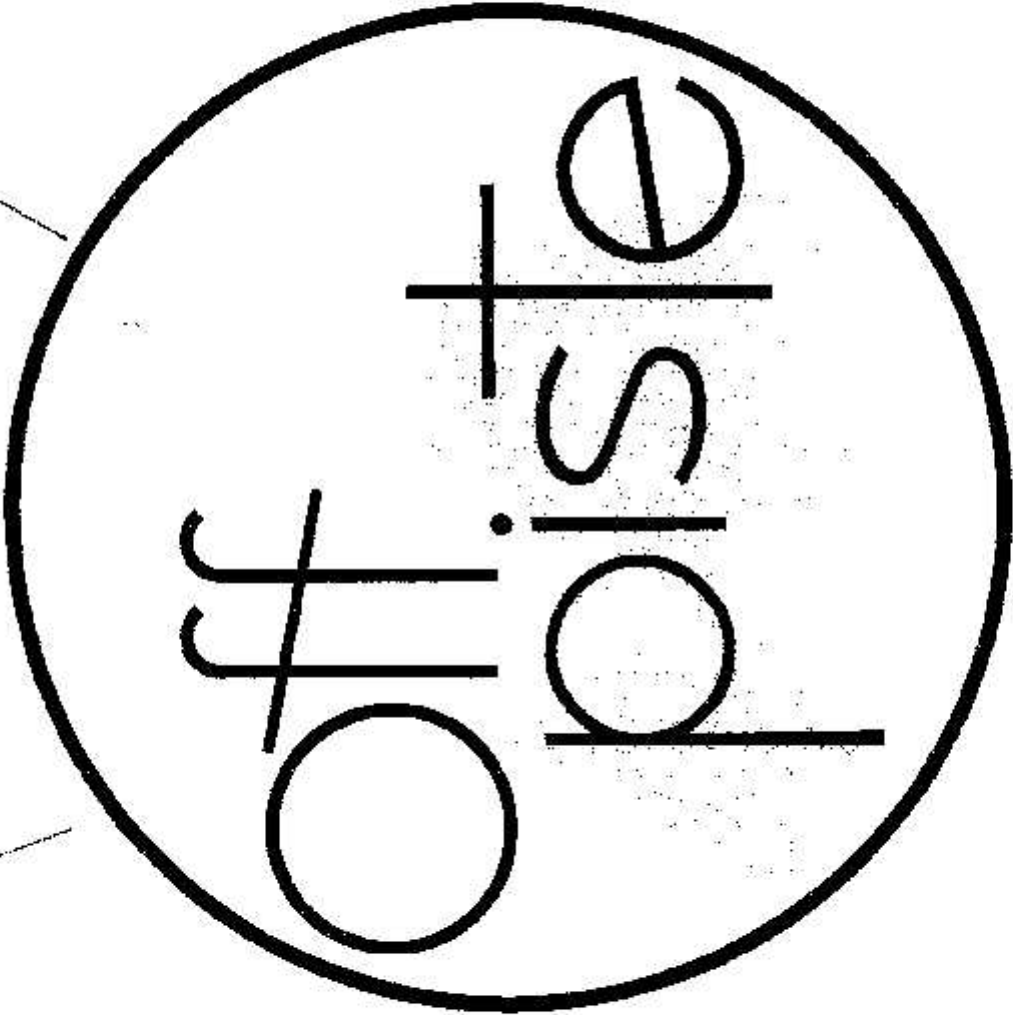


# Request for Projecting Sign License 37 Congress Street



Off Piste  
37 Congress Street  
1 Projecting Sign







Portsmouth, New Hampshire  
Babe Ruth Baseball

John Bohenko  
City Manager, City of Portsmouth  
1 Junkins Ave  
Portsmouth, NH 03801

MAY 14 2014

April 30, 2014

Dear Mr. Bohenko,

On behalf of the Portsmouth Babe Ruth, I wanted to thank you, the City Council, Rus Wilson, and members of the Recreation Department for your continued support allowing us to utilize Leary Field for our program.

By allowing us to call Leary Field our home, we have been able to provide an annual baseball program for approximately 150 players aged 13-18 from the greater Portsmouth area.

This letter serves to ask your permission to place 10 (ten) outfield signs, approximately 4' x 6' (dark green with white lettering) on the outer perimeter fencing facing inwards towards Leary Field.

Being able to sell this advertising, allows us to keep our costs down, scholarship players that can't afford our annual registration fee, and to continue to make annual improvements to Leary Field in coordination with Rus Wilson and his staff.

We are proud to say that we have never turned away any player at Portsmouth Babe Ruth because of on field ability or inability to pay the fee.

These banners would be displayed beginning on or around May 17<sup>th</sup>, 2014 and will be removed by August 17<sup>th</sup>, 2014.

Thank you for your consideration.

Regards,



Mike Young  
President  
Portsmouth Babe Ruth  
Po Box 341  
Portsmouth NH, 03801





MICHAEL J. DONAHUE  
CHARLES P. TUCKER  
ROBERT D. CIANDELLA  
LIZABETH M. MACDONALD  
JOHN J. RATIGAN  
DENISE A. POULOS  
ROBERT M. DEROSIER  
CHRISTOPHER L. BOLDT  
SHARON CUDDY SOMERS  
DOUGLAS M. MANSFIELD  
KATHERINE B. MILLER  
CHRISTOPHER T. HILSON  
JUSTIN L. PASAY  
ERIC A. MAHER  
PATRICK O. COLLINS

May 9, 2013

received  
5/12/14

Robert J Lister, Mayor  
Portsmouth City Council  
City of Portsmouth  
One Junkins Avenue  
Portsmouth, NH 03801

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OF COUNSEL  
NICHOLAS R. AESCHLIMAN

---

RETIRED  
ROBERT B. DONOVAN

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ROBERT A. BATTLES  
(1951-2010)

**Re: Richard B. Ireland, Jr. v. Pamela Sullivan, et al.**  
**Docket No. 218-2012-CV-00115**  
**RSA 466:21**

Dear Mayor Lister and Council Members:

This office represents Richard Ireland in connection with injuries sustained to both his dog, Carter, and Mr. Ireland himself in responding to a dog attack at Mr. Ireland's home at 897 Woodbury Avenue in Portsmouth on June 2, 2011. I direct this letter to the Mayor and City Council at the request city attorney Robert P Sullivan Esq. By way of summary, this letter formally lodges the claim against the city for personal injuries and property damage pursuant to RSA 466:22 arising out of the above-referenced dog attack.

#### Factual Background

Mr. Ireland resided at 897 Woodbury Avenue in Portsmouth, where he lived with his sister and his dog, Carter. As was his usual practice, on June 2, 2011 he chained Carter up outside the house during dinner time.

While inside, Mr. Ireland heard the sounds of a dog fight. He exited his house and saw Carter being attacked by an unknown dog. He ordered Carter to sit and the dog complied. The attacking dog, however, continued to attack. Mr. Ireland eventually got between the dogs and began leading his dog back into his home, with one hand on Carter's collar and one hand on his dog's backside. The attacking dog lunged once again, biting Mr. Ireland on his hand, resulting in puncture wounds. Carter suffered lacerations that required sutures.

DONAHUE, TUCKER & CIANDELLA, PLLC

Exeter Office: 225 Water Street, P.O. Box 630, Exeter, NH 03833, 603-778-0686

Portsmouth Office: 111 Maplewood Avenue, Suite D, Portsmouth, NH 03801, 603-766-1686

Meredith Office: 56 NH Route 25, P.O. Box 214, Meredith, NH 03253, 603-279-4158

[www.dtcclawyers.com](http://www.dtcclawyers.com)

The police were contacted and the owner of the attacking dog, Pamela Sullivan, was ultimately cited by the Portsmouth Police Department for violation of the City Ordinance 6.702 (nuisance animal), 6.704 (failure to have animal appropriately vaccinated), and 6.702 (nuisance animal with punctures to the skin of a human).

Carter's injuries necessitated a trip to his veterinarian where he received sutures. The invoices and documentation thereto are enclosed herein for your reference.

Mr. Ireland's injuries, which were incurred during the course of the aggressor dog's attack on Carter, included relatively modest puncture wounds. Unfortunately, because the dog was not appropriately vaccinated, Mr. Sullivan was forced to undergo a series of extraordinarily painful rabies shots. I enclose Mr. Ireland's medical invoices and records for your review and file.

Mr. Ireland ultimately obtained a judgment against Ms. Sullivan in the amount of \$73,777.45. A copy of that judgment is enclosed herewith. During the course of discovery, the owner provided certain interrogatory and discovery answers which indicate a limited ability to pay. I enclose Ms. Sullivan's interrogatory answers in their entirety for your file and review. As you will see, she maintains she has access to little disposable income that could be used to pay this judgment, nor any applicable insurance policies which may provide coverage.

N.H. RSA 466:21, which was in effect as of the date of the attack, June 2, 2011, provides for recovery from the City for any damages occasioned by killing, driving, wounding or worrying of domestic animals by another domestic animal. That provides, in pertinent part that:

"Any person whose. . .domestic creatures are killed, driven away, wounded or worried by dogs may recover of the town or city in which such damage was done, in the manner provided in this subdivision, the amount of all damage thereby sustained by the person, including. . .any other loss or expense to which such person may be subjected by such killing, driving, wounding or worrying."

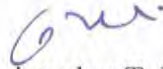
The injuries of the dog, Carter, and Mr. Ireland fall squarely within this provision. Carter's injuries were clearly caused by another dog wounding or worrying. Mr. Ireland's damages were incurred in the course of such wounding or worrying, and in any event, are encompassed in the statute's provision for "any other loss or defense to which such person may be subjected by such killing, driving, wounding or worrying."

The purpose of this letter is to serve as a formal presentment of a statement in damages pursuant to RSA 466:22. Section 26 of Chapter 466 provides, in my estimation, an avenue where the City might recover funds paid pursuant to RSA 466:21 directly from the dog owner. Accordingly, I propose to assign the enclosed judgment to the City of Portsmouth for its face value. Of course, as part of such a transaction, my client will agree to reasonably cooperate with the City of Portsmouth in the course of any collection efforts against Ms. Sullivan the City of Portsmouth may deem appropriate.

As always, I am available to discuss this or any other matter at your convenience.

Very truly yours,

DONAHUE, TUCKER & CIANDELLA, PLLC

A handwritten signature in blue ink, appearing to read "CHILSON".

Christopher T. Hilson, Esq.

CTH:nes

Enclosures

cc: Robert P. Sullivan, Esq.

5/6/14

Dear City Council Members,

We have applied and have been approved as a guest member in the farmers market with Seacoast Growers in Portsmouth. Our small local brewery, One Love, is located in Dover, NH. We are looking for approval to sell sealed growlers of beer at the market. We will not be providing samples of our product at the market. Our liquor license is current and listed under 7th Settlement Brewery, 47 Washington St, Dover, NH. One Love Brewery is a tenant brewery and we are covered under 7th Settlement . This past winter we participated in the Greenland Winter Farmers Market.

Please don't hesitate to call me with any questions or concerns.

Many Thanks,


A handwritten signature in cursive script that reads "Jennifer Riley".

Jennifer Riley  
One Love Brewery/  
7th Settlement Brewery  
47 Washington St  
Dover, NH

[www.onelovebrewery.com](http://www.onelovebrewery.com)  
603-531-7209

**CITY OF PORTSMOUTH  
PORTSMOUTH, NH 03801**

**Office of the City Manager**

**Date:** May 15, 2014  
**To:** Honorable Mayor Robert J. Lister and City Council Members  
**From:** John P. Bohenko, City Manager   
**Re:** City Manager's Comments on May 19, 2014 City Council Agenda

---

**6:30 p.m. – Non-meeting with counsel.**

For details on this matter, please refer to the confidential envelope inserted in the inside pocket of your binder.

***Presentation:***

1. **North End Vision.** As you will recall, at your May 5th City Council meeting Councilor Morgan discussed under her name various questions regarding the expansion of the Character Districts, including the vision plan that the City's consultants will prepare based on the design charrette. Last year, the Council requested that Character-Based Zoning (also known as form-based zoning) be expanded to the North End of the downtown and along Islington Street to the West End.

A key component of the process of generating a form-based zoning ordinance is an intensive multi-day design workshop or "charrette" where consultants, staff, residents and other interested parties work together to identify planning and design issues. When the goal is to encourage a significant change in the character of development (such as the North End former urban renewal area), the consultant team will usually generate a "vision plan" based on the charrette before drafting specific zoning regulations.

For the purpose of framing the Character-Based Zoning, the vision plan will illustrate the aspects of private development that the Zoning Ordinance can control, including the forms of buildings and the location of uses on parcels. In addition, a vision plan typically illustrates elements of the public realm, including public facilities, parks and other public spaces, and streetscape improvements. Additionally, transportation elements such as potential street and sidewalk connections and parking facilities will be identified.

With respect to transportation, the North End vision plan will incorporate relevant information from other ongoing City transportation projects. These include the Wayfinding

Program, the Bicycle and Pedestrian Plan, the Market Street Gateway Project, and the Downtown Parking Shuttle, among others.

As requested by the City Council, I have asked Nick Cracknell, Principal Planner, to review the planning process for these expanded areas. He will outline proposed areas to be included in the Character Zoning study, and review the anticipated timeline for carrying it out.

### ***Items Which Require Action Under Other Sections of the Agenda:***

#### **1. Third and Final Reading of Proposed Resolutions and Ordinances.**

- 1.1 **Third and Final Reading for Proposed Amendment to Chapter 7, Article I of the Ordinances Re: Parking and Traffic Safety Committee.** As a result of the May 5<sup>th</sup> City Council meeting, under Section VIII of the Agenda, I am bringing back for third and final 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 third reading and adopt the proposed Ordinance amendment, as presented. Action on this matter should take place under Section VIII of the Agenda.*

### ***Acceptance of Grants and Donations:***

1. **Acceptance of Grant to Art-Speak.** Art-Speak requests that the following Charter Piscataqua Arts & Cultural Alliance Membership dues and grant money from the New Hampshire Charitable Foundation, which total \$5,450 be accepted by the City Council on behalf of Art-Speak. These funds are to go into Art-Speak's Alliance budget line item. They will be used to fund the Piscataqua Arts & Cultural Alliance, which will be a new program of Art-Speak.

|   |         |
|---|---------|
| ➤ The Portsmouth Museum of Art (Catherine Sununu) | \$ 100  |
| ➤ Helene Mullaney (individual artist)             | \$ 25   |
| ➤ Sarah Haskell (individual artist)               | \$ 25   |
| ➤ Seacoast Repertory Theatre                      | \$ 150  |
| ➤ The Music Hall                                  | \$ 150  |
| ➤ The New Hampshire Charitable Foundation         | \$5,000 |

*I would recommend that the City Council move to approve and accept the membership dues and grant money to Art-Speak, as listed. Action on this matter should take place under Section VII of the Agenda.*

## ***Consent Agenda:***

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

- Philip Dube, owner of Off Piste for property located at 37 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 IX of the Agenda.*

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

1. **Proposed Loan Re: Reconstruction of Prescott Park Docks.** As you are aware, the Trustees of the Trust Funds in their role as manager of Prescott Park and the Prescott Trust, operate and maintain a series of marine docking and pier structures in the Park. Currently, the South Dock is in need of replacement, a project that was identified in the FY 2014 Capital Improvement Plan. Each year maintenance and repair costs for the dock continue to grow and the facility is well past its useful life having last been replaced in the early-1980s. ([See attached aerial map and floating dock plan.](#))

City staff have coordinated closely with the Trustees on addressing the needs of the docking facility and, along with Appledore Marine Engineering, have recommended full replacement of the docking structure. Along with the North Dock, the South Dock slips are rented to visitors April to November. Ten seasonal slips are available to Portsmouth residents who dock their boats there for the season.

In recognition that neither the Prescott Trust nor the Marine Maintenance Trust (MMT) can fund the replacement cost estimated to be \$668,000, the Trustees of Trust Funds have made a request for assistance, which is [attached](#). The Trustees have requested to enter into an agreement with the City that permits up to \$720,000 be made available for completing this project. I would recommend that these funds come from Committed Fund Balance and that the funds be replenished from future revenues of the Marine Maintenance Trust as proposed by the Trustees. Based on current usage and trends the Trustees project that annual income from the docks with the improvements in place will be approximately \$60,000.

The final amount of the funds requested will be dependent on the winning bid for the project. It is important to note, that after the 2014 boating season, the MMT will have cash on hand that can be used towards the construction (estimated to be \$60,000). This will reduce the amount needed from Committed Fund Balance. The Trustees have committed to replenish these funds and confirmed that the MMT revenues will be sufficient to meet this obligation.



This financing structure has been used previously (in 1999) during the reconstruction of the North Pier project. That project, though smaller, resulted in a 13-year payback for a project that continues to serve the community.

*I recommend the City Council authorize the City Manager to enter into an agreement with the Trustees of Trust Funds under which up to \$720,000 will be expended from Committed Fund Balance for the purpose of replacing the South dock system in Prescott Park with the funds to be replenished by payments from the Marine Maintenance Trust as available.*

2. **Report Back Re: Landscape Façade Peirce Island Waste Water Treatment Facility.** On April 14, 2014, in a work session City staff requested City Council input regarding the height of the new Biologically Aerated Filters (BAF) treatment system. The new BAF will be located in the area of the existing Filter Building and will be visible from Route 1B (New Castle Avenue) from Shapleigh Island.

During the presentation two conceptual renderings were shown with the new BAF building at different heights. The height of the new building is important because of the visual and cost impacts. The renderings shown that evening were developed from different vantage points including the intersection of Marcy Street and New Castle Avenue, Pleasant Point and the west side of Shapleigh Island.

The first option was a new BAF building 25-ft above grade, which is 8-feet higher than the existing Filter Building. The other option was a new BAF building at 17-feet above grade, which is the same height as the existing Filter Building. This option would cost an additional \$5M (\$6.9M amortized over a 20 year bond at 3.75 % interest) to build. The additional cost is due to more rock excavation and an additional wastewater pump station to pump the water out of the new building. If this option were chosen it would require an additional 4.5% rate increase to cover the costs. There would also be long term operation and maintenance expenses associated with this option, which have been estimated at an additional \$18,000 per year. At the conclusion of the work session the Council requested the staff explore concepts that would soften the facade of the new building.

On May 19, 2014 City staff and the City's engineering consultant, AECOM, will present landscaping and screening alternatives and will recommend the most feasible alternative. This presentation will cover screening alternatives including architectural façades, planters built into the building, terracing against the building, green walls, vertical screenings (trellis), and native plantings. In addition to the potential screening alternative the staff will discuss the challenges associated with working in a confined area at the south end of Peirce Island in proximity of the tide line.

*Subsequent to the presentation on Monday, staff are recommending the City Council authorize the City Manager to:*

- 1) *Proceed with the 25' height option with alternatives as presented; or*
- 2) *Proceed with the 17' height option with an additional estimated cost of \$5 million and other additional operating costs.*



3. **Proposal for Mobile Vending.** The City has received a request from Michael Prete and Matthew Greco of The Kitchen Restaurant Group seeking to conduct mobile vending from a parking space on Hanover Street. [See attached letter request.](#)

In 2010, the Portsmouth City Council amended Chapter 6, Article XIII Section 6.1307 to limit vending from parking spaces. That ordinance set up an annual bidding process and a minimum bid amount of \$5,000 for the April 15 – November 15 season. Two potential vending locations were identified, one on State Street and one on Hanover Street. [See attached Hanover Street location.](#)

Earlier this year, the City advertised for bids to conduct vending from the designated parking spaces, Bid 62 – 14. No bids were timely received. The Kitchen was late submitting its bid documentation and therefore disqualified.

The Kitchen has a food truck that has been licensed by the Health Department. The owners have indicated their willingness to abide by the conditions and terms of the bid document and to work with the Health Department as may be necessary to ensure food safety. They are prepared to make payment of the minimum bid amount of \$5,000 (in two installments as described in the bid documents).

Had The Kitchen not missed the deadline for submittal of the bid, The Kitchen likely would have been issued a license to vend under the bid process. The City Council has the authority to remedy The Kitchen's untimeliness and to authorize the City Manager to negotiate and execute a license ([see attached](#)) to vend.

*The City Council may move to take either of the following actions:*

- 1) *Move to authorize the City Manager to negotiate and execute a license to permit The Kitchen to vend from the designated parking space on Hanover Street from 7:00 a.m. to not later than 11:00 p.m.; or*
- 2) *Move to deny the request and invite The Kitchen to bid in 2015 in accordance with the bid process.*

4. **Report Back Re: Open Streets.** In February, Peter Newbury, a representative of Seacoast Area Bike Routes (SABR), submitted a request to the City Council for permission to schedule an Open Streets event on Sunday, September 14, 2014 from noon to 4 p.m.

At the March 3<sup>rd</sup> City Council meeting, the Council referred the request to the City Manager for a report back prior to approving the event. Since the March 3<sup>rd</sup> Council meeting, Mr. Newbury has met with staff from the Department of Public Works, Police and Fire Departments, the School Department, Recreation Department, Health Department, and Planning Department and has accommodated and complied with their requests to add additional police enforcement along the route and ensure that the event complies with Health Department requirements. He has also modified the route to avoid scheduled road construction along Willard Ave. Staff has no other concerns about the operations of the event as proposed, but advised Mr. Newbury to do significant outreach to the neighborhoods through which the proposed route will travel.

Mr. Newbury met with the City-wide Neighborhood Committee to discuss the proposed event on March 11<sup>th</sup> and hosted a neighborhood meeting on April 29<sup>th</sup> at the Portsmouth Public Library. To advertise the public meeting, he mailed a postcard to every house along the proposed route, distributed them at the Papa Wheelies Bike Swap, and sent an email invitation to neighborhood leaders and associates.

He has reported to staff that the meetings were positive and supportive. As a result of the input from the meetings, he has revised the proposed event to locate any vendors at either ends of the route and not along the route. (See [attached updated request and event information.](#))

*I would recommend the City Council refer this to the City Manager with power.*

5. **Sale of Obsolete Parking Meters.** The City currently has 417 obsolete Duncan parking meters for disposal. These meters were removed from service beginning in July of 2007 as Pay & Display Meters were installed, and are no longer operable. These meters have value both as refurbished meters and scrap metal and believe to have a bundled value of more than \$500.00.

According to City Ordinance Section 1.505, any sale of property valued at or over \$500.00 must be authorized by the City Council and may be conducted by competitive bidding, public auction, or any other means authorized by a 2/3 vote of the City Council.

Due to the type of product, it is recommended that the best method of disposing these meters through the bid process is by utilizing an on-line bidding company, GovDeals, a bidding website for governments to dispose of surplus equipment. The GovDeals site will reach a larger population of interested bidders, therefore receiving more competitive bids.

*I would recommend the City Council authorize the City Manager to proceed with the disposal of the meters are recommended.*

### ***Informational Items:***

1. **Events Listing.** For your information, [attached is a copy of the Events Listing](#) updated after the last City Council meeting on May 5, 2014. In addition, this can be found on the City's website.
2. **Update Re: Presentation and Discussion with Cynthia Scarano, Executive Vice President of Pan Am Railways.** As you are aware, the Newington Planning Board will be meeting on Monday night, May 19th to vote on the Sea-3 application. This is the same night that Cynthia Scarano, Executive Vice President of Pan Am Railways was to make a presentation to the City Council. Because of this conflict, she will be unable to attend our meeting. I will work with her to try and find a mutually convenient time for her to meet with the City Council.

3. **Household Hazardous Waste Day, Saturday, May 31, 2014.** Please find [attached](#) the notice regarding the Household Hazardous Waste Day being held May 31, 2014 at the Department of Public Works Facility from 8:00 a.m. to 12:00 p.m.



**TRUSTEES OF TRUST FUNDS**  
CITY OF PORTSMOUTH, NH  
P.O. Box # 1 103  
PORTSMOUTH, NEW HAMPSHIRE 03801

Phyllis Eldridge, Trustee Chair  
Dana S. Levenson, Trustee  
Thomas R. Watson, Trustee

May 11, 2014

John P. Bohenko, City Manager  
Portsmouth City Hall  
1 Junkins Avenue  
Portsmouth, NH 03801

Dear John,

As you know, Prescott Park currently has a number of waterfront structures and docks that are unique assets enjoyed by many in our community as well as visitors. In particular, the Park offers a series of public dock slips at two facilities, the north and south dock systems. At this time, the south dock system is well past its useful life and is an outmoded facility, which annually requires expensive repairs and increased maintenance to keep in service.

Over the last year, the Trustees funded design services for the replacement of the current south dock facility (currently being permitted). This replacement includes installation of a new concrete floating dock facility with the same number of boating slips, with associated utility upgrades and a small increase in docking footage (please see attachments). While the Trustees of Trust Funds believe these docking facilities are a viable community asset that ensures public access to the water, the replacement costs of this facility are beyond the capacity of our financial resources to put in service without assistance from the City.

We are requesting the City Council consider entering into an agreement with the Trustees of Trust funds that would permit the South Dock Replacement project to go forward. This agreement would make funds available from the City that would be repaid from future revenues of the Marine Maintenance Trust Fund (MMT) in which all proceeds from season passes, transient docking fees and utility charges are deposited. Based on the construction estimates (\$668,000), we request that up to \$720,000 be made available. This figure includes the project cost estimate plus 8% for contingency. The final figure will be determined when construction bids are received and the balance in the MMT at the end of the current season is known; the balance in the MMT will be available for construction. Working with the City staff, we would hope this project could be complete prior to the start of the 2015 boating season.

On behalf of the Trustees of Trust Funds, we sincerely appreciate your consideration of this proposal so that we can ensure this valued service remains available in the City.

Sincerely,

Phyllis Eldridge  
Chair, Trustees of Trust Funds





# South Dock Replacement Project





Project Site Photos  
Photos taken August 28, 2013

Existing Floating Dock and Prescott Park Waterfront

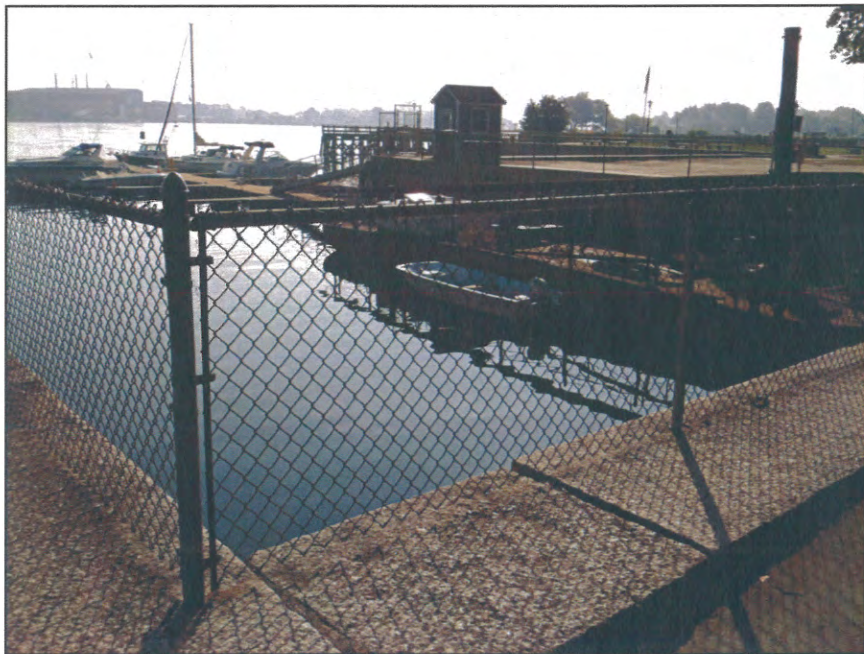




PHOTO 1: FLOATING DOCK OVERALL



PHOTO 2: FLOATING DOCK CONNECTION



600 State Street, Suite E  
Portsmouth, NH 03801  
(603)766-1870  
amei@appledoremarine.com

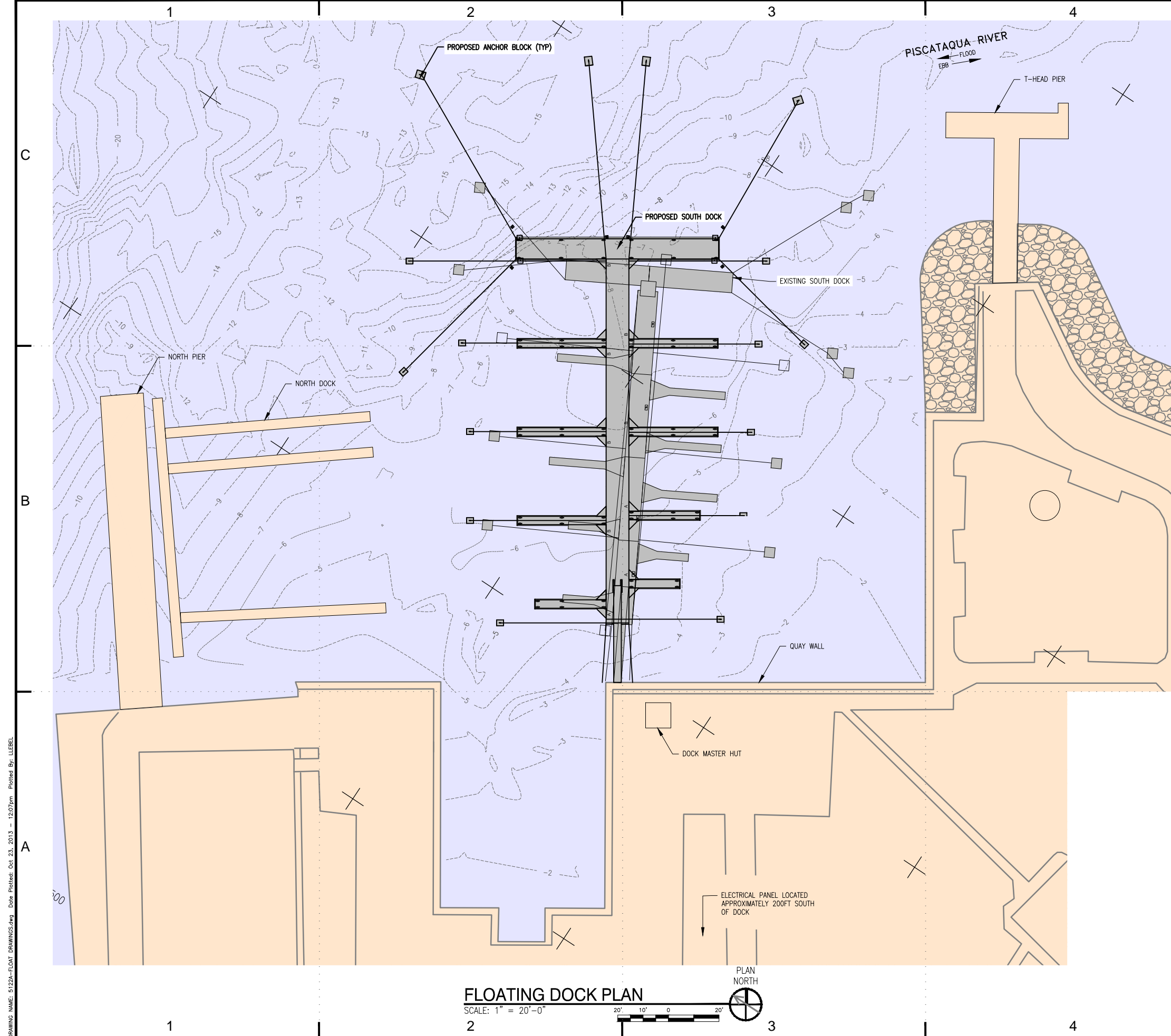
PRESCOTT PARK  
SOUTH DOCK REPLACEMENT

PHOTOGRAPH

CITY OF PORTSMOUTH  
PORTSMOUTH, NEW HAMPSHIRE

AUGUST 2013





| EXISTING AND PROPOSED FLOATING DOCK COMPARISON |                               |
|--|-------------------------------|
| EXISTING FLOATING DOCK SYSTEM                  | PROPOSED FLOATING DOCK SYSTEM |
| <b>CAPACITY</b>                                | <b>CAPACITY</b>               |
| 1 - 66 FOOT SLIP                               | 1 - 80 FOOT SLIP              |
| 12 - 30 FOOT SLIPS                             | 12 - 35 FOOT SLIPS            |
| 6 - 20 FOOT SLIPS                              | 4 - 25 FOOT SLIPS             |
|  | 2 - 20 FOOT SLIPS             |
| <b>TOTAL: 19 SLIPS</b>                         | <b>TOTAL: 19 SLIPS</b>        |
| <b>DIMENSIONS</b>                              | <b>DIMENSIONS</b>             |
| 276 LINEAL FEET                                | 325 LINEAL FEET               |
| 2360 SQUARE FEET                               | 2920 SQUARE FEET              |

- LEGEND:**
- EXISTING FLOATING DOCK
  - PROPOSED FLOATING DOCK

**FLOATING DOCK PLAN**  
 SCALE: 1" = 20'-0"  
 PLAN NORTH

|   |  |  |  |  |  |  |   |
|---|--|--|--|--|--|--|---|
|   |  |  |  |  |  |  |   |
| C   |  |  |  |  |  |  | C |
|   |  |  |  |  |  |  |   |
| SUBMITTED BY: _____ TITLE: _____ DATE: _____<br>(SEAL)  |  |  |  |  |  |  |   |
| <b>CITY OF PORTSMOUTH, JOSIE F. PRESCOTT TRUST</b><br><b>SOUTH FLOATING DOCK REPLACEMENT</b><br><b>FLOATING DOCK PLAN</b>             |  |  |  |  |  |  |   |
| PROJECT No.: 5122<br>CAD DWG FILE: 5122-FLOAT DRAWINGS.dwg<br>DESIGNED BY: LBL<br>DRAWN BY: DLM<br>CHECKED BY: RMS<br>SCALE: AS SHOWN |  |  |  |  |  |  |   |
| <b>C-102</b>  |  |  |  |  |  |  |   |
| SHEET 2 OF 8  |  |  |  |  |  |  |   |

DRAWING NAME: 5122-FLOAT DRAWINGS.dwg Date Plotted: Oct. 23, 2013 - 12:27pm Plotted By: LLEBEL



To:  
John P. Bohenko, City Manager  
1 Junkins Avenue, Portsmouth NH 03801

From:  
Michael Prete and Matthew Greco  
The Kitchen Restaurant Group  
171 Islington Street  
Portsmouth, NH 03801

Hello Sir,

We, The Kitchen & Sandwich Kings Food Truck would like permission to vend from our licensed food truck from the designated vending space located on Hanover Street in Portsmouth. We are ready immediately to start operations. We are looking to operate at lunch hours and late night at least six days a week.

Last month, we missed the deadline for the submission of the bid for food truck vending downtown by an hour and a half. As a consequence, we are now seeking permission from the City Council to vend. We understand there were no bidders.

We are prepared to pay the \$5,000 minimum bid price required by City Ordinance and as described in the bid documents.

We are prepared to respond to any questions.  
Thank you for your time and consideration.

Sincerely,



Michael Prete





Hanover Street - Vending Space #2004

## **LICENSE TO VEND FROM MUNICIPAL PARKING SPACE**

The City of Portsmouth, a municipal corporation with a principal place of business of 1 Junkins Avenue, Portsmouth, New Hampshire (hereinafter "City"), for the License Fee of \$5,000.00 hereby grants this revocable license to The Kitchen Restaurant Group (hereinafter "Licensee") to allow the vending of goods and/or food from the municipal parking space shown on Exhibit 1 (hereinafter "Vending Space") in accordance with the following terms and conditions:

1. This license authorizes the vending of goods/food from the Vending Space for the period of May 21, 2014 to November 15, 2014.
2. Vending shall be from only that vehicle licensed by the City of Portsmouth VIN # \_\_\_\_\_, License Plate #: \_\_\_\_\_. Should Licensee seek to vend from a different vehicle, Licensee shall seek the written consent of the City and such vehicle shall be inspected and licensed by the Health Department. Such consent shall not be unreasonably withheld. Requests shall be directed to the City Manager.
3. The Licensee agrees to maintain the vehicle described in the proceeding paragraph in good condition and to vend from it only those items/foods which vendor is lawfully allowed to vend in accordance with local and state permits.
4. Licensee agrees to keep the vending space in a clean and sanitary condition at all times and to comply with any reasonable requests of the City with respect to maintenance of the area. Receptacles for trash shall be made available to customers and removed by Licensee when the vendor departs the Vending Space each day.
5. Licensee must comply at all times with all other applicable State and local ordinances specifically including those relative to vending and health safety. Motor vehicle shall be properly registered at all times and Licensee shall provide proof of registration if requested by the City.
6. Licensee and/or operators of the vehicle shall maintain at all times such State and local permits and licenses as are required. Nothing in this license diminishes, negates, changes or alters the authority of the Health Department or any other department relative to licenses and permits issued by it. Such other agencies and departments shall have all remedies available to it under law.

7. If food vending, it shall be grounds for revocation under paragraph 15, if an inspection by the Health Department yields: (1) more than 2 critical item violations per inspection; or (2) any repeat critical item violation(s), (3) a total inspection score of less than 80, or (4) if the Commissary named on the Commissary Agreement does not maintain an inspection score of 80 or greater, or (5) vendor failed to sign in to Commissary on day of inspection, or on any day of operation, or (6) vendor protests/refuses inspection.
8. Licensee shall not harass, intimidate or threaten other vendors.
9. Payment of the License Fee shall be made in two equal installments. The first payment shall be prior to first use of the Vending Space. The second payment shall be no later July 15, 2014.

Checks shall be made payable to the City of Portsmouth and directed to the attention of the Legal Department, City of Portsmouth, 1 Junkins Avenue, Portsmouth, NH 03801.

10. Licensee hereby agrees to indemnify and hold harmless the City and its respective officials, employees and agents from any and all liability of any kind associated in any way with the exercise of the rights granted under this license. This obligation shall survive the termination of this License.
11. The Licensee agrees to maintain not less than \$1,000,000.00 per occurrence in general liability insurance covering Licensee's activities within and use of the Vending Space and naming the City as an additional insured. A certificate indicating the existence of this insurance shall be kept on file with the City Clerk at all times.
12. This license is not transferrable or assignable without the written consent of the City.
13. Licensee shall not operate from the vending space before 7:00 a.m. or after 11:00 p.m. without the written consent of the City.
14. Licensee agrees to cooperate with the City in the event that the City needs to undertake temporary maintenance or construction within the Vending Space or to make available the area for a special event. For example, in the event of a necessary water line repair, vending from the space might have to be suspended for a short period of time. In such instance, the City is prepared to try to identify an alternative temporary location for vending or to refund/credit an equitable portion of the License Fee.

15. Both the City and Licensee acknowledge that conditions may arise that might require a permanent relocation of the vending space. The City may, for good cause and upon reasonable notice, assign Licensee a different vending space in the downtown area. The City and Licensee shall in the first instance attempt to identify a mutually agreeable alternative Vending Space. Should Licensee object to the alternative location, Licensee without penalty may terminate the License and, if Licensee has already paid all or a portion of the Franchise Fee, an equitable portion of the fee already paid for the Vending Space will be refunded.
16. This license may be revoked if Licensee fails to abide by the obligations set forth in this License. Licensee will be provided with notice of any deficiency and an opportunity to cure. Such cure period shall be seven (7) days except in the event of a serious health or safety violation, in which case the cure period shall be immediate. There shall be no refund of the License Fee paid to date of revocation.
17. Any damages sustained by Licensee for breach of this License shall be limited to refund of any fees paid.
18. Licensee agrees that it shall reimburse the City for the cost of remediating any situation caused by failure of the License to comply with this License, including but not limited to the cost of cleaning or repairs necessitated by Licensee's negligent actions or use of the Vending Space in a manner inconsistent with the terms of this License.
19. At the City's discretion, this License may be renewed for an additional one-year term.

**CITY OF PORTSMOUTH**

Dated: \_\_\_\_\_

By: \_\_\_\_\_

John P. Bohenko, City Manager

The Kitchen Restaurant Group

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Michael Prete, Manager

Mr. John Bohenko, City Manager  
Portsmouth City Hall  
1 Junkins Ave  
Portsmouth, NH 03801

07 May 2014

## Open Streets Portsmouth

Dear Mr. Bohenko,

I am writing to ask permission to hold an Open Streets event on 14 September 2014. The event would completely open a small number of neighborhood streets to pedestrian and cycling activity by diverting motor vehicle traffic, and will run for approximately 4 hours on a Sunday. Open Streets Portsmouth is a division of SABR (a Seacoast area bicycle advocacy organization), and the event will be operated under the auspices of SABR. Please find details in the attached brief.

Presentations have been made to CityWide Commiitee and to a public meeting held 29<sup>th</sup> April at the Portsmouth Library Levenson Room. Notice for the public meeting included a postcard being mailed to every house along the route, handed out at the Papa Wheelies Bike Swap, and an email to neighborhood leaders and associates. The meetings were positive, with the main outcome being that people would prefer to have the Open Street route be free-flowing and with business/organization presence focused at the ends of the route. Without exception, every neighbor I have spoken to about the event has been positive.

Many organizations and businesses have indicated their support for the event:

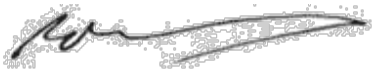
- Papa Wheelies, Trek Portsmouth, Gus' Bike Shop, Pedal Power Cycles
- Seacoast VeloKids and Seacoast United (both anchoring and end of the route with activities)
- Zev Yoga, White Heron, Ceres Bakery, Portsmouth Kayak Adventures, etc.
- Sustainable Portsmouth

More information is also available at [www.OpenStreetsPortsmouth.com](http://www.OpenStreetsPortsmouth.com)

I look forward to addressing whatever thoughts or comments the City and the councilors have.

Thank you for your time to read and introduce this idea to the approval process.

Regards,



Peter Newbury  
Organizer, Open Streets Portsmouth  
SABR Board of Directors

CC: Juliet Walker, Dave Allen



## Open Streets Portsmouth | Brief

Open Streets Portsmouth is an opportunity to highlight and build upon the City's efforts towards achieving Bicycle and Pedestrian Friendly Designations, the 2014 Bike/Ped Master Plan process, the Safe Routes to School Program, city-wide livability and workability, as well as tourism appeal.

Open Streets temporarily transform a public street into a public park.

- By diverting motor vehicle traffic, space is created that...
- is for people of all ages and abilities to walk, ride, socialize, play, etc.
- encourages healthy activity, active transportation and community
- is safe enough for school children to navigate and enjoy on their own
- and is not a race or street fair.

**Event tone:** low-impact tone and format

- repeatable in different host neighborhoods and/or as a recurring annual event
- highlight different neighborhoods, different bike/ped projects and improvements
- grow awareness of City infrastructure and safety efforts
- encourage neighborhoods to host the community with style!



**Route:** 1.1 miles from Little Harbour School to Lafayette Park (See graphic below).

**Date & time:** Sunday 14th September 2014, noon to 4pm

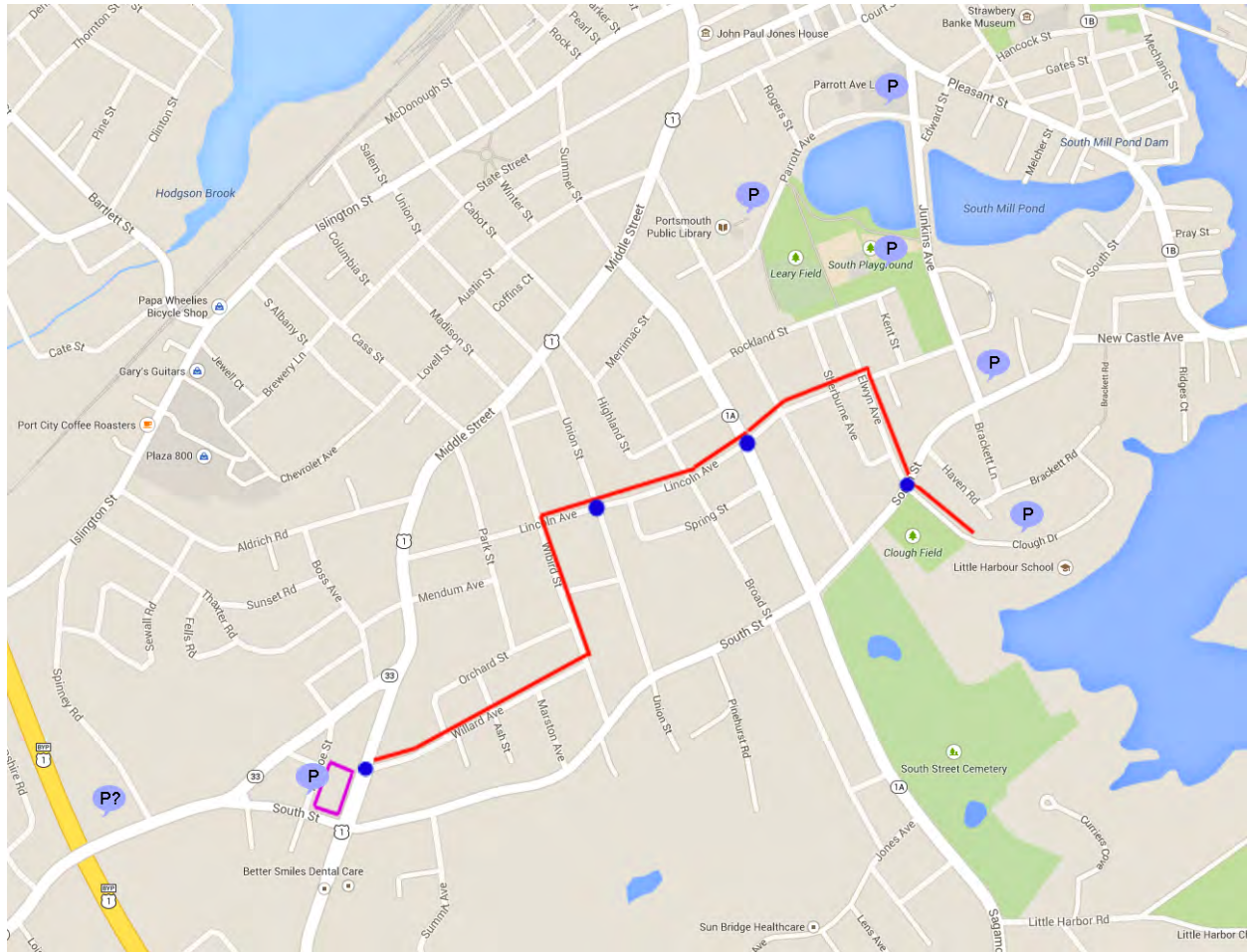
- weekend after the Portsmouth Criterium (Sept 7th)
- rain or shine, with no planned alternate date.

**Community & business involvement:** Vendors, businesses and organizations presence

- Seacoast Velokids and Seacoast United anchoring the ends of the route
- local bike shops, Runners Alley, etc. invited to have presence at event
- some food & non-alcoholic beverages via food trucks, tents, etc. at ends of the route
- acoustic music, yoga, other 'quiet' activities at places along the route
- opportunity for Police to educate cyclists/drivers, lead kids ride along route
- sponsor(s) on placards along the route and on posters advertising the event.

**Traffic & neighborhood impact:** Routes designed for minimal impact

- 'soft closure' - moving a vehicle along or across the route is possible, but safety is paramount, so please only with an Open Street person or police walking with the car to the closest exit
- when possible, avoid main roads and creating difficult traffic blockages
- volunteers at every intersection to redirect or guide crossing traffic safely
- easy setup/breakdown using lightweight barricades at most intersections
- discourage parking on route from a few hours before event until breakdown is done.
- door-to-door flyers distribution and canvassing several weeks before, with follow-up



- **Red lines** for the Open Street route hosted by Elwyn, Lincoln, Wibird and Willard
- **Blue dots** for intersections manned by Police
- **Purple** for Lafayette Playground
- **P** for vehicle parking close to the Open Street route

**Organizer contact information:**

Peter Newbury  
 peter.ac.newbury@gmail.com  
 189 Lincoln Ave #3, Portsmouth NH 03801  
 206-218-9134

## Event Listing by Date

Starting Date: 5/ 5/2014

Ending Date: 12/31/2014

| Start<br>End           | Type<br>Description   | Location   | Requestor                      | Vote Date  |
|------------------------|---|--|--------------------------------|------------|
| 5/10/2014<br>5/10/2014 | ROAD RACE<br>Allison Brownell, Race Co-Chair is one of the contacts for this race.<br>Her cell number is 845-430-9351<br>The race begins at 8:30 a.m.   | Marcy Street                                       | Susan G. Komen New Hampshire R | 8/19/2013  |
| 5/17/2014<br>5/18/2014 | BIKE TOUR<br>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<br>5/17/2014 | RACE<br>Pack & Boots 5K<br>Community Road Race Series<br><br>Contact: Doug Bates, Portsmouth Chamber - President@portsmouthchamber.org  |  | Easter Seals Veteran's Count   | 11/18/2013 |
| 5/17/2014<br>5/17/2014 | WALK<br>Shamera Siimpson, Community Director is the contact for this event.<br>Contact Number Cell 318-8302   | Little Harbour School                              | March of Dimes                 | / /        |
| 5/25/2014<br>5/25/2014 | RACE<br>Contact: Jeanine Sylvester, Proprietor, Runner's Alley, LLC (603) 430-1212.<br>This is a 5K start and finish at Redhook Brewery.  | Pease  | Runner's Alley/Redhook Brewery | 1/21/2014  |
| 6/ 7/2014<br>6/ 7/2014 | ROAD RACE<br>Jennifer Hubbell, Executive Director is the contact for this event.<br>She can be reached at (603) 512-2799<br>The road race would being at 9:00 a.m.                                      | Pease Tradeport                                    | Girls on the Run New Hampshire | 2/ 3/2014  |
| 6/ 8/2014<br>6/ 8/2014 | BIKE TOUR<br>Mary M. Condella, is the organizer of this event.<br>This event begins and ends at Little Harbour School.<br>Reigstration is from 7:30 to 8:00 a.m.<br>Start time of the ride is 8:30 a.m. | Little Harbour School                              | Seacoast Ride for PKD          | 2/ 3/2014  |
| 6/ 8/2014<br>6/ 8/2014 | RACE<br>5K to Keep Kids Safe<br>Community Road Race Series<br>Contact: Christiana Amesquita (603) 437-4107 or Cristiana@sassnh.org  | Pease Tradeport                                    | Sexual Assault Support Service | 11/18/2013 |
| 6/14/2014<br>6/14/2014 | FAIR<br>This is the 37th Annual Market Square Day from 4:00 a.m. to 6:00 p.m.<br>Barbara Massar is the contact for this event.  | Market Square                                      | Pro Portsmouth                 | 9/ 3/2013  |
| 6/14/2014<br>6/14/2014 | ROAD RACE<br>This is the 37th Annual 10K Road Race.<br>The race begins at 9:00 a.m. in Market Square.   | Market Square                                      | Pro Portsmouth                 | 9/ 3/2013  |
| 6/21/2014<br>6/21/2014 | RACE<br>Alyssa Salmon is the contact on this event.<br>She can be reached at 430-1140 ex. 14<br>The event is from 3:00 p.m. to 6:00 p.m.<br>Rain date of June 22, 2014.                                 | Pleasant Street                                    | Big Brother Big Sister         | 9/ 3/2013  |

## Event Listing by Date

Starting Date: 5/ 5/2014

Ending Date: 12/31/2014

| Start<br>End           | Type<br>Description   | Location            | Requestor                  | Vote Date  |
|------------------------|---|---------------------|----------------------------|------------|
| 6/22/2014<br>6/22/2014 | MARCH<br>Robert L. Sutherland is the contact for this event.<br>(603) 828-5246  | Miller Avenue       | St. John's Lodge           | 3/17/2014  |
| 6/28/2014<br>6/28/2014 | MUSIC<br>This is Summer in the Street event. It begins at 5:00 p.m. to 9:30 p.m.<br>Street closurers - Pleasant Street - Porter Street to Market Square.            | Market Square       | Pro Portsmouth             | 9/ 3/2013  |
| 7/ 5/2014<br>7/ 5/2014 | MUSIC<br>This is Summer in the Street event.<br>This event is from 5:00 p.m. to 9:30 p.m.<br>Street Closurers - Pleasant Street - Porter Street to Market Square.   | Market Square       | Pro Portsmouth             | 9/ 3/2013  |
| 7/12/2014<br>7/12/2014 | MUSIC<br>This is a Summer in the Street event.<br>The event is from 5:00 p.m. to 9:30 p.m.<br>Street Closures - Pleasant Street - Porter Street to Market Square    | Market Square       | Pro Portsmouth             | 9/ 3/2013  |
| 7/19/2014<br>7/19/2014 | ART EXH<br>Katharine A. Muth, Executive Director is the contact for this event.<br>The rain date of this event is Saturday, July 26, 2014.                          | Various Locations   | NH Art Association         | 2/18/2014  |
| 7/19/2014<br>7/19/2014 | BIKE TOUR<br>Thomas MacLennan, Logistics Specialist is the contact for this event.<br>This event goes through downtown to Kittery and then back through.            | Through Downtown    | Cystic Fibrosis Foundation | 4/ 7/2014  |
| 7/19/2014<br>7/19/2014 | MUSIC<br>This is the Summer in the Street event.<br>This event is from 5:00 p.m. to 9:30 p.m.<br>Street Closures - Pleasant Street - Porter Street to Market Square | Market Square       | Pro Portsmouth             | 9/ 3/2013  |
| 7/26/2014<br>7/26/2014 | MUSIC<br>This is the Summer in the Street event.<br>This event is from 5:00 to 9:30 p.m.<br>Street Closures - Pleasant Street - Porter Street to Market Square      | Market Square       | Pro Portsmouth             | 9/ 3/2013  |
| 8/ 2/2014<br>8/ 2/2014 | MUSIC<br>This is a Summer in the Street event.<br>The event is from 5:00 p.m. to 9:30 p.m.<br>Street closures - Pleasant Street - Porter Street to Market Square    | Market Square       | Pro Portsmouth             | 9/ 3/2013  |
| 8/23/2014<br>8/23/2014 | ROAD RACE<br>Thunder Chicken<br>Community Road Race Series<br><br>Contact: Justin Finn  |                     | Portsmouth Rotary Club     | 11/18/2013 |
| 9/ 7/2014<br>9/ 7/2014 | BIKE TOUR<br>Contact: Thomas Martin, Race Director  | Downtown Portsmouth | Portsmouth Criterium       | 12/16/2013 |

# Event Listing by Date

Starting Date: 5/ 5/2014  
Ending Date: 12/31/2014

| Start<br>End             | Type<br>Description   | Location                         | Requestor                      | Vote Date  |
|--------------------------|---|----------------------------------|--------------------------------|------------|
| 9/13/2014<br>9/13/2014   | ROAD RACE<br>Celebrate Pink<br>Community Road Race Series<br><br>Contact: Wendy McCoolle  |                                  | My Breast Cancer Support       | 11/18/2013 |
| 9/19/2014<br>9/21/2014   | FILM EXPO<br>Chris Curtis is the contact for this event.<br>Contact Number: 766-2199<br>ccurtis@themusichall.org<br>This event begins on Friday, September 19th at 5:00 p.m. and runs to Sunday, September 21, 2014 until 6:30 p.m. | Congress Street to Porter Street | Music Hall                     | / /        |
| 9/20/2014<br>9/20/2014   | ROAD RACE<br>Holly Davis and Melissa Mikulski are the contacts for this event.<br>hdavis@bottomline.com or mmikulski@bottomline.com<br>This event is being held at Pease.   | Pease Tradeport                  | Bottomline Technologies        | 2/18/2014  |
| 9/27/2014<br>9/27/2014   | ROAD RACE<br>Karen Butz Webb is the contact for this event.<br>She can be reached at projectsafetyassociation@gmail.com.<br>This race begins and ends at Portsmouth High School at 8:30 a.m.  | Portsmouth High School           | Project Safety Association     | 11/18/2013 |
| 9/27/2014<br>9/27/2014   | WALK<br>Ken La Valley is the contact for this event. This event begins and ends at Peirce Island . Registration being at 8:30 a.m.  | Peirce Island                    | American Foundation for Suicid | 4/ 7/2014  |
| 9/28/2014<br>9/28/2014   | WALK<br>Becky Coliandris, Development Officer is the contact for this event.<br>This event begins and ends at Strawberry Banke.<br>Walk site opens at 8:30 a.m., the walk kicks off at 10:00 a.m.                                   | Strawbery Banke                  | Alzheimer's Association        | 1/21/2014  |
| 10/11/2014<br>10/11/2014 | RACE<br>Contacts:<br>Catherine Edison, Community Child Care Center (603) 422-8223<br>Ben Anderson and Hannah Comeau, Prescott Park Arts Festival (603) 436-2848 or hannah@prescottpark.org<br><br>Community Road Race Series        |                                  | Prescott PAF/Community Child C | 11/18/2013 |
| 11/27/2014<br>11/27/2014 | ROAD RACE<br>Contact: Matt Junkin   |                                  | Seacoast Rotary Club           | 11/18/2013 |

CITY OF PORTSMOUTH



## *Spring 2014 Household Hazardous Waste Day*

May 13, 2014

**FOR MORE INFORMATION:**  
Todd Croteau, General Foreman, 427-1530

**PORTSMOUTH** – The City will hold its annual Spring Household Hazardous Waste Collection Day on Saturday, May 31, 2014 for residents of Portsmouth, Greenland and Newington.

Household chemicals may be brought to the Department of Public Works facility at 680 Peverly Hill Road for safe disposal between 8:00 a.m. and noon. Residents must show proof of residency.

For more information regarding HHW Collection Day, see [www.cityofportsmouth.com/publicworks](http://www.cityofportsmouth.com/publicworks) and click on the “Solid Waste and Recycling Info” page for the link to “Household Hazardous Waste”. Here are some of the household chemicals that will be accepted on May 31, 2014:

- From the yard: fertilizer with pesticides or fungicides, insect spray, lighter fluid, pest strips/traps, pesticides, poisons and pool chemicals.
- From the garage: acids, car waxes/polish, creosote, driveway sealer/tar, flea powder, gasoline, radiator fluid, and roofing tar.
- From the house: bathroom cleaner, disinfectants, furniture polish, metal polish, mothballs, oven cleaner, photo chemicals, rug cleaner and wood strippers.
- From the workbench: brush cleaner, corrosives, lead and oil-based paint/stain/finish, rust preventative, solvents, thinner/turpentine and wood preservatives.

Empty containers for these items are not considered hazardous and may be disposed of in the regular trash collection. Residents should **NOT** bring explosives, asbestos, medical waste or latex paints. Portsmouth residents may bring solidified latex paint cans to the Recycling Center during normal business hours. Latex paint may be solidified with kitty litter, sawdust, speedy dry or by opening the can and allowing the paint to completely dry before bringing it in for disposal.

Anyone with items they suspect are hazardous but are not on the HHW list should call 427-1530 to discuss alternatives.

Non-hazardous materials including solidified latex paint may be brought to the Recycling Center during normal business hours between 7:45 a.m. to 3:15 p.m. on Tuesdays, Wednesdays and Thursdays, and from 8:00 a.m. until noon on Saturdays. For information on the City’s other sustainability initiatives, see [www.cityofportsmouth.com/sustainability](http://www.cityofportsmouth.com/sustainability).



# City of Portsmouth



## Spring 2014 Household Hazardous Waste Collection Day

**When: Saturday May 31, 2014 from 8:00am – Noon**

**Where: Department of Public Works, 680 Peverly Hill Road  
Portsmouth, NH**

**Who: For residents of Portsmouth, Greenland & Newington.  
Proof of Residency Required.**

For more information regarding HHW Collection Day, see [www.cityofportsmouth.com/publicworks](http://www.cityofportsmouth.com/publicworks) and click on the “Recycling Center” page for the link to “Household Hazardous Waste”. Here are some of the household chemicals that will be accepted on May 31, 2014:

**From the Yard:**

Fertilizer with:  
pesticides  
fungicides  
Insect spray  
Lighter fluid  
Pest strips/traps  
Pesticides  
Poisons  
Pool chemicals

**From the Garage:**

Acids  
Car waxes/polish  
Creosote  
Driveway sealers/tar  
Flea powder  
Gasoline  
Radiator flush  
Roofing tar

**From the House:**

Bathroom cleaner  
Disinfectants  
Furniture polish  
Metal polish  
Mothballs  
Oven cleaner  
Photo chemicals  
Rug cleaner  
Wood strippers

**From the Workbench:**

Brush cleaner  
Corrosives  
Paint/stain/finish  
(lead and oil base)  
Rust preventative  
Solvents  
Thinner/turpentine  
Wood preservatives



Empty containers for these items are not considered hazardous and may be disposed of in the regular trash collection.

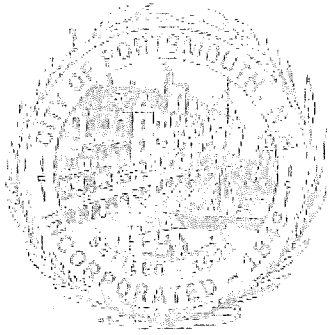
Residents should **NOT** bring explosives, asbestos, medical waste, medications or latex paints. Portsmouth residents may bring solidified latex paint cans to the Recycling Center during normal business hours. Latex paint may be solidified with kitty litter, sawdust, speedy dry or by opening the can and allowing the paint to completely dry before bringing it in for disposal.

Anyone with items they suspect are hazardous but are not on the HHW list should call 427-1530 to discuss alternatives.

Non-hazardous materials including solidified latex paint may be brought to the Recycling Center during normal business hours between 7:45 a.m. to 3:15 p.m. on Tuesdays, Wednesdays and Thursdays, and from 8 a.m. until noon on Saturdays. This service is exclusively for Portsmouth residents, who must display a Recycling Center vehicle sticker issued by the Department of Public Works.

For information on the City’s other sustainability initiatives, see [www.CityofPortsmouth.com/sustainability](http://www.CityofPortsmouth.com/sustainability).





CITY OF PORTSMOUTH, N.H.  
BOARDS AND COMMISSIONS

APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information.  
Please submit resume' along with this application.

Committee: Citywide Neighborhood Steering Initial applicant

Name: Paul M. Mannle Telephone: 603-498-9230

Could you be contacted at work? YES/NO If so, telephone # \_\_\_\_\_

Street address: 1490 Islington Street

Mailing address (if different): same

Email address (for clerk's office communication): p.mannle@yahoo.com

How long have you been a resident of Portsmouth? 24 yrs.

Occupational background:

Over 20 yrs experience in fin'l operations bus/system analysis, reconciliations, etc as PM, PL, BA + BSA. Organized, detail-oriented problem-solver - clients include BBH, T Rowe Price, SSgA, Putnam, John Hancock, BofA.

Please list experience you have in respect to this Board/Commission:

Always been an advocate for the neighborhoods, their unique flavor, character + issues. Have attended this committee's meetings as well as my immediate group (Sherburne Civic) in the past.

OVER  
➔

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES/NO

Would you be able to commit to attending all meetings? YES/NO

Reasons for wishing to serve: I want to contribute my experience + expertise, what I've learned to all the neighborhoods in solving their unique issues.

Please list any organizations, groups, or other committees you are involved in:

Portsmouth listens

Please list two character references not related to you or city staff members:  
(Portsmouth references preferred)

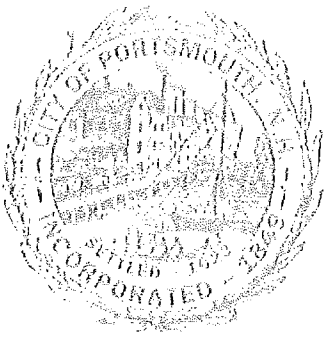
- 1) Nancy Clayburgh 405 FW Hartford Dr. 436-6525  
Name, address, telephone number
- 2) Lenore Weiss-Bronson 828 Woodbury Ave 531-0410  
Name, address, telephone number

BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:

- 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
- 2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
- 3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
- 4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
- 5. Application will be kept on file for one year from date of receipt.

Signature: Paul M. Male Date: 5/12/14

If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? Yes  No

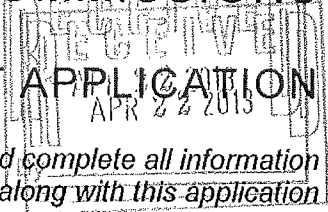


Filling expired term of Richard Katz

CITY OF PORTSMOUTH, N.H.  
BOARDS AND COMMISSIONS

Regular Member

APPOINTMENT APPLICATION



Instructions: Please print or type and complete all information  
Please submit resume' along with this application

Committee: Portsmouth Historic Board Renewing applicant

Name: Daniel T. Rawling Telephone: 603-430-4013

Could you be contacted at work?  YES/ NO - If so, telephone # 430-4013

Street address: 411 Middle St. - Portsmouth

Mailing address (if different): \_\_\_\_\_

Email address (for clerk's office communication): dan@rawlingdesign.com

How long have you been a resident of Portsmouth? 15 yrs

Occupational background:

30+ yrs. in Architecture & Landscape Design - principal - Rawling Design Assoc.  
Facility Planning - Concord Academy - Concord, MA  
Development + Planning - Appleton Trust, Lowell MA + Wheeler Barlow Architects, Lowell  
NATIONAL PARK SERVICE - Preservation & Planning - Lowell, MA

Would you be able to commit to attending all meetings?  YES/ NO

Reasons for wishing to continue serving: My initial appointment was a short term completion of another's term - I feel I am now oriented & better able to be effective than previously - It utilizes skill sets that I possess and desire to share with my Community - I believe in the importance of the Historic Board's mission & the importance of citizen participation

OVER  
➔

Please list any organizations, groups, or other committees you are involved in:

Selectman - Ward 2  
(Previously) - Portsmouth Historical Society, Portsmouth Advocates,  
Portsmouth Listens, Sustainable Portsmouth, Piscataqua Sustainability  
Initiative, Sustainability Fairs

Please list two character references not related to you or city staff members:

(Portsmouth references preferred)

1) Martha Fuller Clark - 152 Middle St. - Portsmouth 603-498-6939  
Name, address, telephone number

2) Richard Adams - 75 Kent St. - Portsmouth 603-436-9445  
Name, address, telephone number

BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:

1. This reappointment application is for consideration and does not mean you will necessarily be reappointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.

Signature: \_\_\_\_\_

Date: 04.22.13

CITY CLERK INFORMATION ONLY:

New Term Expiration Date: 06-01-2016

Annual Number of Meetings: 17 Number of Meetings Absent: 1

Date of Original Appointment: 3-5-12 (Filled unexpired term)

Please submit application to: City Clerk's Office, 1 Junkins Avenue, Portsmouth, NH 03801





CITY OF PORTSMOUTH, N.H.  
BOARDS AND COMMISSIONS

To fill unexpired term of Dan Rawlings  
APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information.  
Please submit resume' along with this application.

Historic District Commission

Committee: ~~Planning Board~~ \_\_\_\_\_



Name: RICK BECKSTED JR. Telephone: 603.436.2623

Could you be contacted at work? YES NO If so, telephone# 603.817.1912

Street address: 1395 ISLINGTON ST. / PORTSMOUTH, NH 03801

Mailing address (if different): \_\_\_\_\_

Email address (for clerk's office communication): RBECKSTED1@COMCAST.NET

How long have you been a resident of Portsmouth? OVER 30 YEARS

Occupational background:

(GRAPHIC DESIGN & ILLUSTRATION)  
ASSOCIATES DEGREE FROM LAKES REGION COMMUNITY COLLEGE.

BUILDING CONTRACTOR/REAL ESTATE DEVELOPER FOR 16 YEARS.

Please list experience you have in respect to this Board/Commission:

AS A LOCAL BUILDING CONTRACTOR/REAL ESTATE DEVELOPER  
FOR THE PAST 16 YEARS, I HAVE WORKED WITH AND AM FAMILIAR  
WITH ZONING AND BUILDING CODE REQUIREMENTS AS WELL  
AS THOSE WHO PREPARE AND ENFORCE THEM.





Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES/NO

Would you be able to commit to attending all meetings? YES/NO

Reasons for wishing to serve: I BELIEVE IN GIVING BACK TO MY  
COMMUNITY. IT WOULD BE AN HONOR TO SERVE THE TOWN  
I WAS RAISED IN. THE SAME TOWN I'M RAISING MY FAMILY IN.

Please list any organizations, groups, or other committees you are involved in:

PORTSMOUTH LITTLE LEAGUE BOARD OF DIRECTORS, COACH  
PORTSMOUTH LITTE LEAGUE BASEBALL, COACH PORTSMOUTH YOUTH  
FOOTBALL, PRO PORTSMOUTH, PRESCOTT PARK ARTS FESTIVAL,  
PORTSMOUTH CHAMBER OF COMMERCE.


Please list two character references not related to you or city staff members:  
(Portsmouth references preferred)

1) CATHERINE ENNIS (PROF. OF BIOLOGY) 59 OXFORD AVE. 603.427.5112  
Name, address, telephone number

2) PAUL MANNLE - 1490 ISLINGTON ST. 603.433.6165  
Name, address, telephone number

BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:

1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.

Signature:  Date: 1/3/14

If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? Yes  No

**Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801**

Attn. Bob Lister!

H. Bob!

APD 27/2014



# CITY OF PORTSMOUTH, N.H. BOARDS AND COMMISSIONS

## APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information.  
Please submit resume' along with this application.

Committee: Taxi Committee Initial applicant

Name: TRISTAN KYLE LAW Telephone: 603-996-6232

Could you be contacted at work? YES/NO If so, telephone # 604-4431-5186

Street address: 55 ATKINSON

Mailing address (if different): Po Box 374

Email address (for clerk's office communication): tristank.law@gmail.com

How long have you been a resident of Portsmouth? 6-7 years

Occupational background:  
Bar manager/owner type.  
music industry honcho  
academic grant.

Please list experience you have in respect to this Board/Commission:  
none. We used taxis plenty though these days I call them for  
customers.



Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES/NO

Would you be able to commit to attending all meetings? YES/NO

Reasons for wishing to serve: I live to serve Portsmouth,

Really, I care about this city & hope to help in any way I can.

And Jim Splaine asked nicely.

Please list any organizations, groups, or other committees you are involved in:

I belong to a nice book club.

Please list two character references not related to you or city staff members:  
(Portsmouth references preferred)

1) Christopher Hislop 603 969 5048  
Name, address, telephone number

2) Sean Corcoran 1 314 799 7566  
Name, address, telephone number

**BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:**

1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.

Signature: [Handwritten Signature] Date: April 26 2014

If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? Yes  No

**Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801**

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*

**ACTION SHEET**  
**PARKING and TRAFFIC SAFETY COMMITTEE**

Councilor Brad Lown, Chairman

To: City Council Meeting of May 19, 2014

Re: Parking and Traffic Safety Committee Meeting held **April 10, 2014**

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**ACTIONS:**

- [1] Accepted and placed on file the minutes of the Parking and Traffic Safety Committee Meeting held March 13, 2014.
- [2] Accepted and placed on file the Financial Report.
- [3] **Improving Islington Street Detour – Citizen presentation** – Margaret O'Rourke, resident of 56 Sheffield Road gave a power point presentation of the various issues created with the closing of the Islington Street Bridge including GPS continuing to direct people down Islington Street. Other speakers on this issue included residents Jay Feeney, Stephanie Lane, Kelly Cioe, Marc Goulet and Assistant Mayor Jim Splaine. Public Works Director Rice stated the City will work with the State DOT regarding these concerns as the project continues. **No action taken.**
- [4] **Improving signal lights at Intersection of Islington and Cabot streets** – Update of site walk given by Mr. Cypher with recommendation to hang the signal lights in the middle of the intersection, which would require obtaining easements from 2 property owners. Public Works Director Rice stated he is currently working with the property owners and will report back. **No action taken.**
- [5] **Citizen request to change parking rules for Miller Avenue as a result of road improvements** - Public Works Director Rice will communicate with the Church and St. John's Lodge as well as explore the option of police details during church services. **No action taken.**
- [6] **Portsmouth Women's Club request for Loading Zone** - **Voted** to install a loading zone with signage at the requested location. . ***(This Item is enacted as a temporary regulation and will be considered for inclusion in a future omnibus ordinance)***
- [7] **Bike Corral Siting for Summer 2014** – Update given by Transportation Director Juliet Walker, who stated that the six-bike corral will be set up in the no parking zone on Daniel Street @ Penhallow Street. **No action required.**
- [8] **Status of 4-Way Stop at intersection of Bridge and Hanover** – Parking Division Director Nelson updated the committee on the status of the intersection of Bridge and Hanover. **No action required.**
- [9] **Status on Route and Signage to Rock Street Parking** - Parking Division Director Nelson explained that the old one-way signs have been removed, but the parking is still on both sides making the roadway narrow, so this may have to be addressed in the future. **No action required.**



- [10] **Status on Pedestrian-activated crosswalk sign acquisition** – Parking Division Director Nelson stated that the sign has been installed and the neighbors seems to like it, although people aren't always stopping and therefore, police presence will need to be in place. **No action required.**
- [11] **Report on Isles of Shoals Seasonal Parking Initiative** - Parking Operations Supervisor Cocchiaro updated the committee on the Seasonal Parking Initiative stating that the program was successful and that the parking fee could be raised if necessary to offset expenses and still be reasonable to the downtown employees. **No action required.**
- [12] **Reports on Salt Truck Loading Zone Parking Initiative** – Parking Division Director Nelson updated the committee on the outcome of sharing the loading zone as parking spaces stating there was considerable confusion and that adjustments to the signage may help. **No action required.**
- [12] **Public Comment** – Patrick Healy of 111 Sagamore Avenue spoke regarding adding street parking to a portion of Sagamore Avenue near the Cemetery wall.
- [12] **Safe Routes to School Update** – Transportation Planner Walker updated the committee on a recent grant received with will be used for various infrastructure improvements including bikes lanes and improvements to crosswalks. **No action required.**
- [13] **Parking Shuttle Status** – Parking Division Director Nelson updated the committee stating that a vendor has been selected and the Pilot program will begin in May with a 15 passenger shuttle going between 2 stops in 10 minute increments. He stated data will be gathered during the pilot period and reported back. **No action required.**

**MINUTES**  
**PARKING AND TRAFFIC SAFETY COMMITTEE MEETING**

8:00 A.M. – Thursday, April 10, 2014  
City Hall – Eileen Dondero Foley Council Chambers

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I. CALL TO ORDER:

Chairman Lown called the meeting to order at 8:00 a.m.

II. ROLL CALL:

**Members Present:**

Councilor Brad Lown  
Carl Roediger, Deputy Fire Chief  
Frank Warchol, Police Captain  
Peter Rice, Public Works Director  
Ronald Cypher, Member  
Shari Donnermeyer, Member  
Ted Gray, Member  
Harold Whitehouse, Member

**Members Absent:**

John Bohenko, City Manager

**Staff Advisors Present:**

Mark Nelson, Parking Division Director  
Tom Cocchiaro, Parking Operations Manager  
Juliet Walker, Transportation Planner

III. ACCEPTANCE OF THE MINUTES:

**Mr. Whitehouse moved to accept the minutes of March 13, 2014, seconded by Mr. Cypher. Motion passed.**

IV. FINANCIAL REPORT:

**Public Works Director Rice moved to accept the Financial Report and place on file, seconded by Mr. Gray. Motion passed.**

V. NEW BUSINESS:

A. Action tem: Improving Islington Street Detour, Citizen presentation

Margaret O'Rourke, resident of 56 Sheffield Road, gave a slide presentation of the various issues created with the closing of the Islington Street Bridge including GPS continuing to direct people down Islington Street. Other speakers on this issue included residents Jay Feeney, Stephanie Lane, Kellie Cioe, Marc Goulet and Assistant Mayor Jim Splaine. The neighbors requested that the signage be improved and that the City reach out to the trucking businesses to inform them of the bridge closure and detours involved.

Public Works Director Rice stated he understands the challenges with these construction projects and that it takes time for the traffic patterns to take hold. He stated that signage is adjusted as needed throughout the project. He also clarified that this is a State DOT project

and there is a detour package included, but the project is a bridge replacement. He stated the City is working closely with DOT and the suggested signage is in fabrication. He further stated that the outreach to business is underway. He stated that the work on Islington Street was not intended to be a complete construction job as it requires sewer line upgrades, etc. which means more money. Finally he addressed the posting of speed limit signs stating that there needs to be a recommendation from a traffic study, and because the area is under construction, the study wouldn't be conducted under normal circumstances as required. He concluded that the City can continue to be responsive to concerns throughout the project with signage and enforcement.

Mr. Whitehouse asked what can be done about correcting GPS instructions. Public Works Director Rice stated that the 90 day waiting period for the update is usually waived for State projects so he will look into that.

B. Action Item: Improving signal lights at Intersection of Islington and Cabot Streets

Mr. Cypher stated a site walk was conducted of the intersection and the lights are not as obvious as they should be so the recommendation is to hang the signal lights in the middle of the intersection. He continued that this would require obtaining easements from two property owners. Public Works Director Rice stated he is currently working with the property owners and will report back.

C. Action Item: Citizen request to change parking rules for Miller Avenue as a result of road improvements.

Mr. Whitehouse stated a site walk was conducted and explained that the issue occurs on Sundays at the 10:00 a.m. service and once the lot is full, people park on the street. He stated that St. John's Lodge has already given the church permission for cars to park there during this time, but people don't park there.

Public Works Director Rice stated he will communicate with the Church and St. John's Lodge as well as explore the option of police details during church services.

D. Action Item: Portsmouth Women's Club request for Loading Zone

Parking Division Director Nelson stated that this issue was referred previously and he has followed up with the women's club who are in favor of the loading zone being installed.

**Ms. Donnermeyer moved to install a loading zone with signage at the requested location. Seconded by Mr. Gray and voted. ) This is enacted as a temporary regulation and will be considered for inclusion in a future omnibus ordinance.)**

Public Works Director Rice stated there may also need to be a handicap space which he will look into separately.

E. Action Item: Bike Corral Siting for Summer 2014

Transportation Planner Juliet Walker gave a report back on bike corrals stating that they are being relocated from the places they were installed last year because they were underutilized for various reasons. She stated that in accordance with feedback received, they are not

going to occupy a parking space but will put them in “dead zones” at the end of roads so they will not interfere with site lines. She further explained that they are looking currently at Daniel Street/Penhallow Street in the no parking zone that people do sometimes park or use as a loading/unloading zone so this will remove that illegal usage. She stated this will be the only recommended location at this time.

Ms. Donnermeyer stated that the signage needs to be clear as to what this is as she feels it is not obvious that they are bike racks.

Mr. Gray suggested there be two racks installed so that there could be 12 bikes parked there instead of 6.

Mr. Cypher stated he would like to be on record as opposing these being located in front of bars so that people do not ride bicycles after drinking.

Discussion ensued regarding potential locations.

Chairman Lown stated that he is not opposed to the bike corral taking a parking space as it makes a statement that the City supports bicycling and feels it should be centrally located.

## **VI. OLD BUSINESS:**

### A. Discussion Item – Status of 4-Way Stop at intersection of Bridge and Hanover

Parking Division Director Nelson explained that the police department has been monitoring the area and everything seems to be going well.

### B. Discussion Item - Status on Route and Signage to Rock Street Parking

Parking Division Director Nelson stated the old one-way signs have been removed but it is still tight going through because there is still parking on both sides especially for garbage trucks. This area will continue to be monitored.

### C. Discussion Item – Status on Pedestrian-activated crosswalk sign acquisition

Parking Division Director Nelson stated that the sign has been installed and the neighbors seem to like it, although people aren't always stopping, and therefore, police presence will need to be in place.

Mr. Cypher stated he saw an elderly woman standing near the sign but it wasn't flashing. Parking Division Director Nelson stated that the sign is working but the button needs to be pushed to activate it.

### D. Discussion Item – Report on Isles of Shoals Seasonal Parking Initiative

Parking Operations Supervisor Cocchiari updated the committee on the Seasonal Parking Initiative stating that the program was successful and that the parking fee could be raised if necessary to offset expenses and still be reasonable to the downtown employees. He stated there were maintenance costs involved that were probably higher due to the active

winter. He stated that the fee was \$25.00 a month which is a really good price, so if the fee had to be raised slightly to offset the expenses, it would still be a good deal for employees.

Public Works Director Rice stated this was a part of the City Council initiative for creative parking solutions and there will be a comprehensive report forthcoming.

E. Discussion Item – Report on Salt Truck Loading Zone Parking initiative

Parking Division Director Nelson updated the committee on the outcome of sharing the loading zone as parking spaces during certain times stating that there was considerable confusion and people were ticketed. He stated that this may be worth trying again, and adjustments to the signage may help.

**VII. PUBLIC COMMENT:**

Patrick Healy of 111 Sagamore Avenue, spoke regarding adding parking to a portion of Sagamore Avenue near the Cemetery wall to accommodate 12-16 houses who don't have additional parking available. He stated that this could be done in conjunction with the Sharrows project and asked that a site walk of the area be scheduled.

Discussion ensued regarding the process for this type of request. Public Works Director Rice stated he will follow up on this request as the design plan for Sagamore Avenue is almost complete.

**VIII. INFORMATIONAL:**

A. Safe Routes to School Update

Transportation Planner Walker reported that the City has received a grant for projects including bike lanes on Middle Street/Lafayette Road/US Route 1 and improvements to cross walks with design in 2014 and construction in 2015. She continued that we are also improving infrastructure components to improve safety in school zones, beginning with Elwyn Park/Dondero School. She stated the short-term will be enforcement and long-term improvements will include sidewalks, intersection improvements, mobile speed trailer, etc. and evaluation of signage.

B. Parking Shuttle Status

Parking Division Director Nelson updated the committee stating that a vendor has been selected and the pilot program will begin in May with a 15-passenger shuttle going between two stops in 10 minute increments. He stated data will be gathered during the pilot period and reported back. He stated there is room in the contract for negotiation depending on the data, and the vendor chosen has a strong track record with the operation of shuttle services in other communities.

Chairman Lown asked how we will judge if this is a success or failure. Parking Division Director Nelson stated there will be interns collecting data and doing surveys of customers and we will also get feedback from the company running the service.

Public Works Director Rice clarified that the City Council will determine the success or failure. He stated that we will also be reaching out to hotels for their employees to use the services and we need to address security concerns in relation to these employees and the various hours they work.

Chairman Lown stated that Portsmouth Listens did a parking study report and found that the shuttle service in Berlin, NH failed because it didn't have the support of the businesses. Public Works Director Rice agreed stating that we will be exploring ways to get businesses involved and the information out there.

Ms. Donnermeyer asked if this is meant to be geared more to locals or to visitors. Public Works Director Rice explained that this will help with the overflow when the High/Hanover Lot is full and because it is a pilot program, we will gather data on who the users are and make decisions based on that information.

## **X. ADJOURNMENT**

**Mr. Whitehouse moved to adjourn at 9:30 a.m. Seconded by Ms. Donnermeyer and voted unanimously.**