

# CITY COUNCIL MEETING

MUNICIPAL COMPLEX  
PORTSMOUTH, NH

COUNCIL CHAMBERS  
MONDAY, APRIL 1, 2002, 7:00PM

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**6:15 P.M. – NON MEETING WITH COUNSEL RE: PERSONNEL MATTERS (RSA 91-A:3,IIa)**

## AGENDA

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. INVOCATION**
- IV. PLEDGE OF ALLEGIANCE**

### PROCLAMATIONS

- 1. Community Development Block Grant Week – April 1, 2002 – April 7, 2002
- 2. Barber Shop Quartet Singing in America

### PRESENTATION

- 1. Lt. Colonel Gary Cyr and State Police Retired Major Ernest Loomis Re: N.H. Employer Support for the Guard and Reserve Committee

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

### **VI. PUBLIC HEARINGS**

- A. CAPITAL IMPROVEMENT PLAN (CIP) FY 2003-2008
- B. RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION FOR NECESSARY EXPENDITURES FOR THE OPERATION OF THE FIRE DEPARTMENT
- C. ORDINANCE AMENDING CHAPTER 8, ARTICLE III, SECTION 8.302 – CITY ARBORIST
- D. ORDINANCE AMENDING CHAPTER 5, ARTICLE VIII, SECTIONS 5.801 – 5.810 – ALARM SYSTEMS MONITORED BY THE CITY

### **VII. APPROVAL OF GRANTS & DONATIONS**

- A. Request for Approval of a Grant Award from the N. H. Highway Safety Agency
- B. Acceptance of Donations for the Portsmouth Police Honor Guard

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

- A. First reading on proposed amendment to Chapter 10, Article II, Section 10.202 for the Rezoning of Land on Deer Street
- B. Second reading of Ordinance amending Chapter 8, Article III, Section 8.302 – City Arborist
- C. Second reading of Ordinance amending Chapter 5, Article VIII, Sections 5.801-5.810 – Alarm Systems Monitored by the City
- D. Adoption of Resolution Authorizing a Supplemental Appropriation for Necessary Expenditures for the Operation of the Fire Department
- E. Third and final reading of Ordinance amending Chapter 8, Article II, Section 8.206 – Behavior (in City Parks)
- F. Third and final reading of Ordinance amending Chapter 10 regarding Impact Fees
- G. Third and final reading of Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits, Sub-Section E – Speed Limit 25 MPH Portsmouth Boulevard and Osprey Drive

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

- A. Request for Renewal of Sidewalk Obstruction Licenses for the following businesses with no changes from last year
  - Fair Skies: 1 A-frame sign
  - Serendipity: 2 A-frame signs
  - Me & Ollies Café: 10 tables, 30 chairs and 1 A-frame sign
  - Chamber of Commerce: 1 A-frame sign
- B. Letter from Joseph Webster, National Multiple Sclerosis Society, requesting permission to hold a MS Walk on Saturday, April 20, 2002
- C. Letter from Steve Howard, New Hampshire Coalition for Safe Roads, requesting to discuss a resolution opposing an increase to truck size and weights on New Hampshire interstate highways
- D.1 Letter from Douglas Knight, ProPortsmouth, requesting closure of Pleasant Street from the State Street intersection to Market Square for Children's Day on Sunday, May 5, 2002 from 12 noon to 4:00 p.m.
- D.2 Letter from Douglas Knight, ProPortsmouth, requesting permission to close the public parking lot at the corner of Market and Hanover Streets for Children's Day on Sunday, May 5, 2002.

- E. Letter from AT&T Broadband, requesting approval to exclude non-subscriber revenue from the calculation of franchise fees
- F. Letter from Michael Warhurst, expressing concerns regarding the proposed casino in Maine
- G. Letter from Joan Jones and Elizabeth Binnie, submitting a petition opposing a vehicular access to 46 Livermore Street through a portion of Haven Park

## **X. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS**

### **A. CITY MANAGER**

#### **Items which require Action under other sections of the Agenda**

- 1. Consideration of First Reading of Proposed Resolutions/Ordinance Amendments:
  - 1.1 First Reading of Proposed Amendment to Zoning Map for the Rezoning of Land on Deer Street (***Action on this matter should take place under Section VIII of the Agenda***)
- 2. Public Hearing/Second Reading of Proposed Resolutions and Ordinance Amendments:
  - 2.1 Second Reading of Proposed Amendment to Chapter 8, Article III, Section 8.302 – City Arborist (***Action on this matter should take place under Section VIII of the Agenda***)
  - 2.2 Second Reading of Amendment to Chapter 5, Article VIII, Alarm Systems Monitored by the City (***Action on this matter should take place under Section VIII of the Agenda***)
- 3. Third and Final Reading on Amendments to Ordinances:
  - 3.1 Third Reading of Ordinance amending Chapter 8, Article II, Section 8.206 – Behavior (in City Parks) (***Action on this matter should take place under Section VIII of the Agenda***)
  - 3.2 Third Reading of Ordinance amending Chapter 10 regarding Impact Fees (***Action on this matter should take place under Section VIII of the Agenda***)
  - 3.3 Third Reading of Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits, Sub-Section E – Speed Limit 25 MPH Portsmouth Boulevard and Osprey Drive (***Action on this matter should take place under Section VIII of the Agenda***)
- 4. Adoption of Resolution Authorizing a Supplemental Appropriation for Necessary Expenditures for the Operation of the Fire Department (***Action on this matter should take place under Section VIII of the Agenda***)

5. Letter from AT&T Broadband Re: Non-Subscriber Related Franchise Fee Implementation (***Action on this matter should take place under Section IX of the Agenda***)
6. Requests from Pro Portsmouth Re: Children's Day (***Action on this matter should take place under Section IX of the Agenda***)

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

1. Adoption of Proposed Capital Improvement Plan (CIP) FY 2003-2008
2. Proposed Truck Loading Zone Ordinance
3. Request to Extend Lease Agreement for Trash Compactor on Ceres Street
4. Request for Approval of Grant Applications to the NH Highway Safety Agency

### **Informational Items**

1. Reminder – Spring Clean-Up Week from April 22<sup>nd</sup> to April 26<sup>th</sup>
2. Household Hazardous Waste Collection Day on April 27<sup>th</sup> from 8:00 a.m. to 1:00 p.m.
3. EDC Meeting – Friday, April 5<sup>th</sup> at 7:30 a.m.

### **B. MAYOR SIRRELL**

1. Appointment
2. \*Reports
3. Acceptance of Donations for the New Public Library
4. Acceptance of Donations for the Old State House

### **C. COUNCILOR ST. LAURENT**

1. \*Discussion of MBTE gasoline additive

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

## **XII. ADJOURNMENT**

(\* Indicates verbal report)

### **INFORMATIONAL ITEMS**

1. Letter from Mary Carey Foley, Portsmouth High School, expressing appreciation for the City's participation in Student Government Day 2002
2. Letter from Executive Councilor Ruth Griffin, submitting meeting minutes of the Governor and Council from March 20, 2002
3. Approved Board of Adjustment minutes of the February 19, 2002 meeting
4. Approved Planning Board minutes of the February 21, 2002 meeting

**NOTICE TO MEMBERS OF THE PUBLIC WHO ARE HEARING IMPAIRED:** If you wish to attend City Council meetings and need assistance, please contact Human Resources Director Dianna Fogarty at 603-431-2006, extension 270 one week prior to the meeting.