

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, DECEMBER 2, 2002

PORTSMOUTH, NH
TIME 7:00PM

6:00PM – ANTICIPATED “NON-MEETING” WITH COUNSEL RE: NEGOTIATIONS & PERSONNEL MATTERS - RSA 91-A:2 & RSA 91-A:2, I(b-c)

AGENDA

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

- V. ACCEPTANCE OF MINUTES – NOVEMBER 18, 2002**

- VI. PUBLIC COMMENT SESSION**

- VII. PUBLIC HEARING**
 - A. ORDINANCE AMENDING CHAPTER 7, ARTICLE XII, SECTION 7.1200 – PARKING FOR THE WALKING DISABLED

 - B. ORDINANCE AMENDING CHAPTER 3, ARTICLE III, SECTION 3.111 – GARBAGE RECEPTACLES AND CHAPTER 8, ARTICLE I, SECTION 8.103 – DUMPING PROHIBITED, AND CHAPTER 3, ARTICLE II, SECTION 3.2 – DISPOSAL OF NON-RECYCLABLE AND RECYCLABLE MATERIALS AND CHAPTER 14, ARTICLE I, SECTION 14.108 – GARBAGE AND RUBBISH DISPOSAL BE DELETED IN ITS ENTIRETY

- VIII. APPROVAL OF GRANTS/DONATIONS**
 - A. Acceptance of Grant from the Office of the Attorney General for protective equipment for officers under the Domestic Preparedness Equipment Program

 - B. Acceptance of Grant from the Fuller Foundation for the Explorer Program

 - C. Acceptance of Donations for the Honor Guard Program

 - D. Acceptance of Donation for National Night Out Program

- IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES**
 - A. First reading of Ordinance amending Chapter 7, Article III, Section 7.336 – One Way Street by the addition of Sheafe Street: in a westerly direction from Chapel Street to Penhallow Street

- B. First reading of Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits by the addition of Section C: 15 MPH – Market Street (between Deer and Daniel Street); Section D: 20 MPH – Madison Street; Section E: 25 MPH – Market Street (between the intersection at Nobles Island and Deer Street; and Section G: 35 MPH Market Street (except that portion between the Nobles Island intersection and Deer Street which shall be 25 mph, see Section E and between Deer Street and Daniel which shall be 15 mph, see Section C)
- C. First reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking by the addition of Aldrich Road: both sides from Sewall Road a distance of 150 feet easterly; Friend Street: easterly side of Friend Street; Marcy Street: easterly side of Marcy Street from New Castle Avenue to Holmes Court
- D. Second reading of Ordinance amending Chapter 7, Article XII, Section 7.1200 – Parking for the Walking Disabled
- E. Second reading of Ordinance amending Chapter 3, Article III, Section 3.111 – Garbage Receptacles and Chapter 8, Article I, Section 8.103 – Dumping Prohibited, and Chapter 3, Article II, Section 3.2 – Disposal of Non-Recyclable and Recyclable Materials and Chapter 14, Article I, Section 14.108 – Garbage and Rubbish Disposal be deleted in its entirety
- F. Third and final reading of Ordinance amending Chapter 6, Article XIII, Section 6.1308 – Prohibited Locations - Hawkers and Peddlers, deleting section 6.1318 – enforcement in its entirety and amend section 6.1316 – license suspension or revocation and hearing to hold a hearing after a vendor's license has been suspended or revoked from twenty-four (24) hours to seven (7) calendar days

X. PRESENTATION AND CONSIDERATION OF WRITTEN COMMUNICATIONS AND PETITIONS

- A. Letter from Martie Shea, The Seacoast Repertory Theatre, requesting permission to hold the annual Bow Street Artisan's Fair on Saturday July 19 and Sunday, July 20, 2003 from 10:00 a.m. – 5:00 p.m.
- B. Letter from Lou Gargiulo, Great North Property Management, Inc, requesting permission to install a convex mirror in the city's right-of-way
- C. Letter from Peter Bresciano, Association of Portsmouth Taxpayers, requesting a zero increase for the FY 2003/2004 City Budget
- D. Letter from Joshua Cyr, President, Board of Directors Pro Portsmouth, Inc. requesting permission to hold New Years Portsmouth

XI. 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 Ordinance Amendment:
 - 1.1 First Reading of Ordinance amending Chapter 7, Article III, Section 7.336 – One Way Street by the addition of Sheafe Street: in a westerly direction from Chapel Street to Penhallow Street (***Action on this matter should take place under Section IX of the Agenda***)
 - 1.2 First Reading of Ordinance amending Chapter 7, Article XI, Section 7.1100 – Speed Limits by the addition of Section C: 15 MPH – Market Street (between Deer and Daniel Street); Section D: 20 MPH – Madison Street; Section E: 25 MPH – Market Street (between the intersection at Nobles Island and Deer Street; and Section G: 35 MPH Market Street (except that portion between the Nobles Island intersection and Deer Street which shall be 25 mph, see Section E and between Deer Street and Daniel which shall be 15 mph, see Section C) (***Action on this matter should take place under Section IX of the Agenda***)
 - 1.3 First Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking by the addition of Aldrich Road: both sides from Sewall Road a distance of 150 feet easterly; Friend Street: easterly side of Friend Street; Marcy Street: easterly side of Marcy Street from New Castle Avenue to Holmes Court (***Action on this matter should take place under Section IX of the Agenda***)
2. Public Hearing/Second Reading of Proposed Resolutions and Ordinance Amendments:
 - 2.1 Public Hearing/Second Reading of Ordinance amending Chapter 7, Article XII, Section 7.1200 – Parking for the Walking Disabled (***Action on this matter should take place under Section IX of the Agenda***)
 - 2.2 Public Hearing/Second Reading of Ordinance amending Chapter 3, Article III, Section 3.111 – Garbage Receptacles and Chapter 8, Article I, Section 8.103 – Dumping Prohibited, and Chapter 3, Article II, Section 3.2 – Disposal of Non-Recyclable and Recyclable Materials and Chapter 14, Article I, Section 14.108 – Garbage and Rubbish Disposal be deleted in its entirety (***Action on this matter should take place under Section IX of the Agenda***)

3. Third and Final Reading on Amendments to Ordinance:
 - 3.1 Third Reading of Amendments to Ordinance amending Chapter 6, Article XIII, Section 6.1308 – Prohibited Locations – Hawkers and Peddlers, deleting section 6.1318 – enforcement in its entirety and amend section 6.1316 – license suspension or revocation and hearing to hold a hearing after a vendor’s license has been suspended or revoked from twenty-four (24) hours to seven (7) calendar days (**Action on this matter should take place under Section IX of the Agenda**)
4. Letter from Great North Property Management (**Action on this matter should take place under Section X of the Agenda**)
5. Letter from J. Cyr, President, Pro Portsmouth Board of Directors (**Action on this matter should take place under Section IX of the Agenda**)

City Manager’s Items Which Require Action

1. Request of Trustees of the Trust to Allow Total Return Method of Investing the Funds of the Josie F. Prescott Trust

Informational Items

1. Economic Development Commission (EDC) Meeting – December 6, 2002
2. Coalition Communities Newsletter – November 26, 2002
3. Public Hearing – Tuesday, December 3, 6:30 p.m. Re: Community Development Block Grant FY2002-03 Annual Plan
4. Joint Budget Committee Meeting – Thursday, December 5th, 8:00 a.m.

B. MAYOR SIRRELL

1. Appointments
2. *Reports

C. ASSISTANT MAYOR HANSON

1. Traffic & Safety Committee Action Sheet and Minutes of the November 21, 2002 meeting
2. Parking Committee Action Sheet and Minutes of the November 21, 2002 meeting

XII. MISCELLANEOUS/UNFINISHED BUSINESS

XIII. ADJOURNMENT

KELLI L. BARNABY, CITY CLERK

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Board of Adjustment minutes of the October 15, 2002 meeting
2. Planning Board minutes of the October 17, 2002 meeting
3. Letter from Jerry Reese, AT&T Broadband regarding price and channel changes
4. Letter from Mark Reilly, AT&T Broadband regarding merger with Comcast Corporation
5. Portsmouth Housing Authority Audit Report
6. Letter from Cliff Sinnott, Rockingham Planning Commission regarding Watershed Assistance Grant, Peirce Island, Northerly Shoreline
7. Letter from Kevin Connor, Department of Health and Human Services regarding Portsmouth District Office Request for Proposals Advertisement
8. Letter from David Belyea, Department of Air Force regarding agency name change

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.