

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, SEPTEMBER 20, 2004

PORTSMOUTH, NH
TIME 7:00 PM

6:15PM – RECEPTION FOR LITTLE LEAGUE CHAMPIONS – PORTSMOUTH ROOM

AGENDA

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

MAYOR'S AWARDS

- 1. Portsmouth Little League – 2004 State Champions – 9 & 10 year olds
- 2. Portsmouth Little League – 2004 State Champions – 11 & 12 year olds

PRESENTATION

- 1. Update on the Mayor's Blue Ribbon Cemetery Committee – Audrey Bierhans

PROCLAMATIONS

- 1. Alanson Sturgis – Recognition of years of service to the Conservation Commission
- 2. The Dublin Welsh Male Voice Choir
- 3. Constitution Week – September 17, 2004 – September 23, 2004

V. ACCEPTANCE OF MINUTES – AUGUST 16, 2004

VI. PUBLIC COMMENT SESSION

VII. PUBLIC HEARINGS

- A. ORDINANCE AND ZONING MAP AMENDMENT TO CHAPTER 10, ARTICLE II, SECTION 10-202 – LOCATION TO REZONE THE PROPERTY LOCATED AT ASSESSORS MAP R-38, LOT 020 – PORTSMOUTH CIRCLE BUSINESS CENTER FROM OFFICE RESEARCH (OR) TO GENERAL BUSINESS (GB)
- B. ORDINANCE AMENDING CHAPTER 12, PART II, INTERNATIONAL RESIDENTIAL CODE, 2003, SECTION R317 DWELLING UNIT SEPARATION (*Letters attached in support of ordinance amendment*)
- C. RESOLUTION AUTHORIZING BOND ISSUE OF UP TO THREE MILLION DOLLARS (\$3,000,000.00) FOR STREET AND SIDEWALK IMPROVEMENTS (*Letters/Petitions in support of Fleet Street Project*)

- D. RESOLUTION FOR A LEASE AUTHORIZATION FOR FIRE APPARATUS IN THE AMOUNT OF FIVE HUNDRED AND SEVENTY-FIVE THOUSAND DOLLARS (\$575,000.00)

VIII. APPROVAL OF GRANTS/DONATIONS

- A. Acceptance of 2004 LLEBG Technology Grant in the amount of \$10,285.00 to the Portsmouth Police Department
- B. Acceptance of Donation from Mr. & Mrs. Ronald Demo to the Portsmouth Honor Guard in the amount of \$50.00
- C. Acceptance of Donation for Maple Haven Park/Playground Improvements in the amount of \$1,055.00
- D. Acceptance of New Hampshire Department of Environmental Services Grant

IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. First reading of Ordinance amending Chapter 7, Article I – Parking Meters, various sections, Article IV – Off-Street Parking Areas; Article III – Traffic Ordinance, various sections; Article IX – Penalties, Forfeitures and Separability; and Article X – Towing , various sections
- B. Second reading of Ordinance and Zoning Map amendment to Chapter 10, Article II, Section 10-202 – Location to rezone the property located at Assessors Map R-38, Lot 020 – Portsmouth Circle Business Center from Office Research (OR) to General Business (GB)
- C. Second reading of Ordinance amending Chapter 12, Part II, International Residential Code, 2003, Section R317 Dwelling Unit Separation
- D. Adoption of Resolution Authorizing Bond Issue of up to Three Million Dollars (\$3,000,000.00) for Street and Sidewalk Improvements
- E. Adoption of Resolution for a Lease Authorization for Fire Apparatus in the amount of Five Hundred and Seventy-Five Thousand Dollars (\$575,000.00)

X. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from Portsmouth Halloween Parade Committee requesting permission to hold the 10th annual Halloween Parade on Sunday night October 31, 2004 from 6:30 p.m. – 8:30 p.m.
- B. Letter from Zhana Morris, The Music Hall, regarding annual request for parking meter bags for The Music Hall's 2004-2005 Season
- C. Sidewalk Obstruction License Approval – The Banks Gallery, LLC, 1 A-frame sign

- D. Letter from Christie Clifford-Salema, Cystic Fibrosis Foundation, requesting permission to hold the Annual Great Strides Walk on Saturday, May 21, 2005
- E. Letter from Devin West requesting a Coast Trolley stop directly across from the main entrance of Feaster Apartments
- F. Letter from Mark Bodi requesting that the city's noise ordinance be strengthened
- G. Letter and Petition from Eileen MacDonald regarding mosquito spraying in the Islington Creek Neighborhood
- H. Letter from Elizabethada Wright, League of Women Voters of Greater Portsmouth, requesting permission to hold two Candidate's Nights on Wednesday October 20th and October 27th from 6:00 p.m. – 9:00 p.m. in the Council Chambers
- I. Letter from George Robinson, Portsmouth Housing Authority, regarding Proposed Reuse of Lafayette School

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 Amendments:
 - 1.1 Consideration of First reading of Proposed Ordinance Amendments to Chapter 7
- 2. Public Hearing/Second Reading of Proposed Resolution and Ordinance Amendments:
 - 2.1 Public Hearing/Second Reading of Ordinance Amending Chapter 12, Part II, International Residential Code, 2003, Section R317 Dwelling Unit (***Action on this matter should take place under Section IX of the Agenda***)
 - 2.2 Adoption of Resolution Authorizing Bond Issue of up to Three Million Dollars (\$3,000,000.00) for Street and Sidewalk Improvements (***Action on this matter should take under Section IX of the Agenda***)
 - 2.3 Adoption of Resolution for a Lease Authorization for Fire Apparatus (***Action on this matter should take under Section IX of the Agenda***)
- 3. Portsmouth Housing Authority Proposed Reuse of Lafayette School (***Action on this matter should take place under Section X of the Agenda***)
- 4. Proposed Rezoning (***Action on this matter should take place under Section XI C.3. of the Agenda***)

City Manager's Items Which Require Action

1. Request to Reschedule City Council Meeting
2. Report Back Re: Proposed Shriners' Parade on May 28, 2005
3. Report Back Re: Amending Chapter 10, Article I, Section 10-102 – Definitions and Section 10-208, Table 4
4. Report Back from Planning Board Re: Fernald Court – Permission to Construct a Dock, Ramp and Float Adjacent to the Right-of-Way
5. Request from Police Commission Re: Upgrade of Salaries
6. Polling Hours for November 2, 2004 Presidential General Election

Informational Items

1. Reminder of a Work Session
2. Report Back Re: Echo Hill Drainage Concerns

B. MAYOR SIRRELL

1. Donations to the Coalition Legal Fund
2. Appointments
3. *Reports

C. ASSISTANT MAYOR HANSON

1. Traffic & Safety Committee Action Sheet and Minutes of the August 19, 2004 meeting
2. Parking Committee Action Sheet and Minutes of the August 19, 2004 meeting
3. Proposed Rezoning

D. COUNCILOR PANTELAKOS

1. *Noise Ordinance

E. COUNCILOR RAYNOLDS

1. *Request to Reschedule September 27, 2004 Work Session

XII. MISCELLANEOUS/UNFINISHED BUSINESS

XIII. ADJOURNMENT

**KELLI L. BARNABY
CITY CLERK**

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Planning Board minutes of the October 16, 2003, October 23, 2003, November 20, 2003, May 27, 2004, July 15, 2004, and August 5, 2004 meetings

NOTICE TO THE PUBLIC WHO ARE HEARING IMPAIRED: Please contact Dianna Fogarty at 603-431-2000 one-week prior to the meeting for assistance.