

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: MONDAY, MAY 2, 2005

PORTSMOUTH, NH
TIME 7:00 PM

6:00 PM – RECEPTION FOR PLANNING BOARD & PORTSMOUTH LISTENS IN THE
PORTSMOUTH ROOM

AGENDA

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

PROCLAMATION

1. National Police Week – May 15 - 21, 2005
2. Saverio Giambalvo in Recognition of his 42 years of service to the Portsmouth Housing Authority

MAYOR'S AWARDS

1. The Planning Board
2. Portsmouth Listens

V. ACCEPTANCE OF MINUTES – APRIL 18, 2005

VI. PUBLIC COMMENT SESSION

VII. PUBLIC HEARING

- A. ORDINANCE AMENDING CHAPTER 6, ARTICLE VII, – DOG ORDINANCE BE DELETED IN ITS ENTIRETY AND REPLACED WITH NEW SECTIONS 6.701 - 6.715; CHAPTER 8, ARTICLE II, SECTION 8.202(D) – DOGS IN PARKS; CHAPTER 9, ARTICLE IV – REMOVAL OF DOG EXCREMENT DELETED IN ITS ENTIRETY

VIII. APPROVAL OF GRANTS AND DONATIONS

- A. Acceptance of Donations to the New Library Building Fund
 - Peter and Meghan Rice - \$40.00
 - Vernis and Emerald Jackson - \$500.00
 - Youth Basketball Clinic Sponsorship - \$1,855.00
- B. Acceptance of Donations to the Cemetery Committee
 - Bettencourt Chiropractic - \$100.00
 - Portsmouth Regional Hospital - \$150.00
 - Saint Andrew's Lodge - \$200.00

- C. Acceptance of Community Development Block Grant - \$745,656.00
- D. Acceptance of Donations to the Police Department to purchase officer trading cards and like items - \$3,000.00
- E. Moose Plate Grant Wetland Study

IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. First reading of Ordinance amending Chapter 10, Article II, Section 10.202 – Location – to rezone the properties located off Mirona Road at Assessors Map 252, Lot 3 and Map 253, Lot 4 from Industrial (I) to General Business (GB)
- B. Second reading of Ordinance amending Chapter 6, Article VII, – Dog Ordinance be deleted in its entirety and replaced with new Sections 6.701 - 6.715; Chapter 8, Article II, Section 8.202(D) – Dogs in Parks; Chapter 9, Article IV – Removal of Dog Excrement deleted in its entirety

X. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from James Stankiewicz, Firefighters Trans NH, requesting permission to hold the 18th annual Trans-NH Bike Ride for Muscular Dystrophy on Sunday, June 26, 2005
- B. Letter from Danna Truslow, and Richard Adams, The Seacoast Land Trust, requesting permission to conduct a “Bioblitz” activity by which naturalists document all the plant and animal species in the Great Bog over a short period of time on Saturday, June 4, 2005
- C. Letter from Attorney Bernie Pelech requesting that the City Council reconsider their vote not to convey the land on Falkland Place and Ranger Way to Avanti Development
- D. Letter from Barbara Massar, Pro Portsmouth, Inc., requesting the City consider a plan for Street Closures during the summer months
- E. Letter from Kiarna Boyd requesting permission to hold a wedding ceremony on Saturday, October 29, 2005 at Haven Park
- F. Letter from Drika Overton, Portsmouth Percussive Dance Festival, requesting permission to close Pleasant Street between Market Square and Porter Street for street performances on Friday, July 1, 2005 at 7:30 p.m. – 8:30 p.m.

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 First reading of Ordinance amending Chapter 10, Article II, Section 10.202 – Location – to rezone the properties located off Mirona Road at Assessors Map 252, Lot 3 and Map 253, Lot 4 from Industrial (I) to General Business (GB) **(Action on this matter will take place under Section IX of the Agenda)**
2. Public Hearing/Second Reading of Proposed Ordinance Amendment:
 - 2.1 Public Hearing/Second Reading of Ordinance amending Chapter 6, Article VII, – Dog Ordinance be deleted in its entirety and replaced with new Sections 6.701 - 6.715; Chapter 8, Article II, Section 8.202(D) – Dogs in Parks; Chapter 9, Article IV – Removal of Dog Excrement deleted in its entirety **(Action on this matter will take place under Section IX of the Agenda)**

City Manager's Items Which Require Action

1. Report Back Re: Proposal by Wenberry Associates, LLC Re: Fleet Street Property
2. Request for the Authorization to Enter into an Annual Operating Agreement with Art-Speak and to Establish a Trust for Arts and Culture
3. Maxam Property Appropriation
4. Request for Approval of Pole License Agreement #63-421
5. Proposed Easement Agreement 6–16 Congress Street (Former Eagle Photo)

Informational Items

1. FY06 Budget Public Hearing Agenda
2. Recognition of Planning Board
3. Economic Development Commission Agenda
4. Newcastle Avenue Roadway and Seawall Reconstruction Project Burying Overhead Utilities – Cost Sharing Proposal

B. MAYOR SIRRELL

1. Appointments
2. Resignation – Portsmouth Housing Authority
3. *Reports
 - Save the Old Statehouse Dedication – Sunday, May 15, 2005 at Noon

C. COUNCILOR HYNES

1. Traffic & Safety Committee Action Sheet and Minutes of the April 14, 2005 meeting
2. Parking Committee Action Sheet and Minutes of the April 14, 2005 meeting

D. COUNCILOR RAYNOLDS

1. Letter to PDA Executive Director Re: Port of NH

XII. MISCELLANEOUS/UNFINISHED BUSINESS

XIII. ADJOURNMENT

**KELLI L. BARNABY
CITY CLERK**

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Site Review Technical Advisory Committee minutes of the April 5, 2005 meeting
2. Executive Council minutes of the April 20, 2005 meeting
3. Planning Board minutes of the March 17, 2005 and March 24, 2005 meetings

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