

CITY COUNCIL MEETING

MUNICIPAL COMPLEX, COUNCIL CHAMBERS
DATE: THURSDAY, OCTOBER 5, 2006

PORTSMOUTH, NH
TIME: 7:00PM

AGENDA

- **6:30PM – ANTICIPATED “NON-MEETING” WITH COUNSEL REGARDING 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**

MAYOR’S AWARD

1. Gene Fisk, Cable Television and Communications Commission

PRESENTATION:

1. Art-Speak Annual Update

- V. **ACCEPTANCE OF MINUTES – AUGUST 21, 2006 AND SEPTEMBER 18, 2006**

- VI. **PUBLIC COMMENT SESSION**

- VII. **PUBLIC HEARINGS**

- A. **ORDINANCE AMENDING CHAPTER 10, ARTICLE II, SECTION 10-208 (35) USES IN BUSINESS DISTRICTS**
- B. **ORDINANCE AMENDING CHAPTER 7, ARTICLE III, SECTION 7.327 – LIMITED PARKING – TWO HOURS – ISLINGTON STREET:**
 - **NORTHERLY SIDE FROM TANNER STREET TO PARKER STREET**
 - **NORTHERLY SIDE PEARL STREET TO A POINT WESTERLY 335’**
 - **NORTERLY SIDE FROM CABOT STREET TO A POINT EASTERLY 515’**
- C. **ORDINANCE AMENDING CHAPTER 7, ARTICLE III, SECTION 7.325 – LIMITED PARKING – THIRTY MINUTES – ISLINGTON STREET:**
 - **NORTHERLY SIDE FROM THE CORNER OF BREWSTER STREET EASTERLY 110’**
 - **NORTHERLY SIDE EASTERLY 70’ FROM DOVER STREET TO A POINT 82’ WESTERLY FROM SALEM STREET**
 - **NORTHERLY SIDE FROM PEARL STREET TO PARKER STREET**

- D. ORDINANCE AMENDING CHAPTER 7, ARTICLE III, SECTION 7.330 – NO PARKING – ADDING TO THE ORDINANCE (WITH APPROPRIATE DELETIONS):
- BREWSTER STREET: EASTERLY SIDE, FROM HANOVER STREET SOUTHERLY TO ISLINGTON STREET
 - HANOVER STREET: (HANOVER STREET EXTENSION) SOUTHERLY SIDE FROM BREWSTER STREET EASTERLY 40'
 - ISLINGTON STREET: NORTHERLY SIDE FROM THE CORNER OF CONGRESS STREET/MAPLEWOOD AVENUE/MIDDLE STREET RUNNING WESTERLY TO THE EASTERLY CORNER OF TANNER STREET
 - ISLINGTON STREET: NORTHERLY SIDE – EASTERLY FROM A POINT 145' FROM SALEM STREET TO A POINT 73' WESTERLY OF CABOT STREET
 - ROCK STREET: DELETION OF EASTERLY SIDE FROM ISLINGTON STREET TO HANOVER STREET
- E. ORDINANCE AMENDING CHAPTER 7, ARTICLE III, SECTION 7.324 – LIMITED PARKING – ONE HOUR SUBSECTION A – DELETION OF ISLINGTON STREET: NORTHERLY SIDE FROM THE WEST SIDE OF BRIDGE STREET WESTERLY FOR A DISTANCE OF 131 FEET TO THE EAST SIDE OF TANNER STREET

VIII. APPROVAL OF GRANTS AND DONATIONS

- A. Acceptance of Donation to the New Library Building Fund in memory of Ida Belostock in the amount of \$323.00
- Helen O. & Paul F. Hayner
 - Dean R. & Syliva E. Frieze
 - Hannah P. Landsman
 - Elaine G. Mavrikis
 - Patricia & Gary Kish
 - Judith B. & Leonard Shapiro
 - Judith S. Wiseman & Susan K. Scolnik
 - Irwin & Hellaine Nepo
 - Louis & Mildred Sacks
 - Joseph & Melissa Lewis
- B. Acceptance of Water Security Installation Grant - \$4,500.00

IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- A. First reading of Bond Resolution Authorizing Bond Issue of up to \$4,450,000.00 for City Improvement Projects
- B. Second reading of Ordinance amending Chapter 10, Article II, Section 10-208 (35) – Uses in Business Districts

- C. Second reading of Ordinance amending Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – Islington Street:
- Northerly side from Tanner Street to Parker Street
 - Northerly side from Pearl Street to a point westerly 335'
 - Northerly side from Cabot Street to a point easterly 515'
- D. Second reading of Ordinance amending Chapter 7, Article III, Section 7.325 – Limited Parking – Thirty Minutes – Islington Street:
- Northerly side from the corner of Brewster Street easterly 110'
 - Northerly side easterly 70' from Dover Street to a point 82' westerly from Salem Street
 - Northerly side from Pearl Street to Parker Street
- E. Second reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking - Adding to the Ordinance (with appropriate deletions):
- Brewster Street: easterly side, from Hanover Street southerly to Islington Street
 - Hanover Street: (Hanover Street Extension) southerly side from Brewster Street easterly 40'
 - Islington Street: northerly side from the corner of Congress Street/Maplewood Avenue/Middle Street running westerly to the easterly corner of Tanner
 - Islington Street: northerly side – easterly from a point 145' from Salem Street to a point 73' westerly of Cabot Street
 - Rock Street: deletion of easterly side from Islington Street to Hanover Street
- F. Second reading of Ordinance amending Chapter 7, Article III, Section 7.324 – Limited Parking – One Hour subsection A – deletion of Islington Street: northerly side from the west side of Bridge Street westerly for a distance of 131 feet to the east side of Tanner Street
- G. Third and final reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking sub-section A
- Jenkins Avenue: Northerly and Southerly sides. Westerly end between the hours of 7:00 a.m. – 3:00 p.m. Monday through Friday
- H. Third and final reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Livermore Street: the easterly side from Pleasant Street to the dead end

X. CONSENT AGENDA

A MOTION WOULD BE IN ORDER TO ADOPT THE CONSENT AGENDA

- A. Acceptance of Donations to the New Library Building Fund
- Mabel Stickney - \$5.00
 - R B Cole - \$25.00

- James H. & Betty A. Shaw - \$50.00
- Robert M. Snover & Darcy E. Davidson - \$100.00
- Margaret M. Morrissey - \$500.00

(Anticipated action – move to approve and accept the donations to the New Library Building Fund as listed)

- B. Acceptance of Donations to the Police Department
- Ocean National Bank to support National Night Out, 2006 - \$750.00]
 - International Federation of Profession and Technical Engineers for the Portsmouth Police K-9's - \$100.00

(Anticipated action – move to approve and accept the donations to the Portsmouth Police Department as listed)

XI. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from Majors Chester & Joy Emmons, The Salvation Army, requesting permission to place their "Christmas Kettles" in Market Square beginning November 20, 2006 through December 23, 2006

XII. 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 Resolution and Ordinance Amendments:
 - 1.1 First reading on Bond Resolution Authorizing Bond Issue of up to \$4,450,000.00 for City Improvement Projects ***(Action on this matter should 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 10, Article II, Section 10-208 (35) - Uses in Business Districts ***(Action on this matter should take place under Section IX of the Agenda)***
 - 2.2 Public Hearing/Second Reading of Ordinance amending Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – Islington Street ***(Action on this matter should take place under Section IX of the Agenda)***
 - 2.3 Public Hearing/Second Reading of Ordinance amending Chapter 7, Article III, Section 7.325 – Limited Parking – Thirty Minutes – Islington Street ***(Action on this matter should take place under Section IX of the Agenda)***

- 2.4 Public Hearing/Second Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Brewster Street, Hanover Street, Islington Street and Rock Street
(Action on this matter should take place under Section IX of the Agenda)
- 2.5 Public Hearing/Second Reading of Ordinance amending Chapter 7, Article III, Section 7.324 – Limited Parking – One Hour Islington Street ***(Action on this matter should take place under Section IX of the Agenda)***
3. Third and Final Reading of Proposed Resolution and Ordinance Amendments:
 - 3.1 Third and Final reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Jenkins Avenue ***(Action on this matter should take place under Section IX of the Agenda)***
 - 3.2 Third and Final reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Livermore Street ***(Action on this matter should take place under Section IX of the Agenda)***

City Manager's Items Which Require Action

1. Players' Ring Lease
2. Polling Hours for November 7, 2006 State General Election
3. Request to Extend the Agreement between Art-Speak and the City
4. 2006 Holiday Parade

Informational Items

1. Household Hazardous Waste Collection Day
2. Economic Development Commission Agenda & Draft Minutes

B. MAYOR MARCHAND

1. Rockingham Planning Commission & MPO Committee Appointment
Commissioners: Member of the City Council, Planning Board Chair, John Ricci; Planning Director, David Holden; Vacant; [To be determined by the Mayor and City Council]
Alternates: Traffic Engineer, Deborah Finnegan; Director of Public Works, Steve Parkinson; Deputy Director of Public Works, David Allen; and City Manager, John P. Bohenko
2. Seacoast Metropolitan Planning Organization's Technical Advisory Committee
Representative: Traffic Engineer, Deborah Finnegan
Alternates: Director of Public Works, Steve Parkinson, Deputy Public Works Director, David Allen; and Planning Director, David Holden

3. Appointments to be Considered
 - Sharon Morrison – Citywide Steering Neighborhood Committee
 - William St. Laurent – Citywide Steering Neighborhood Committee
4. Resignation
 - Audrey Bierhans, Mayor’s Blue Ribbon Cemetery Committee
5. *Reports

C. ASSISTANT MAYOR FERRINI

1. *Approval of Extension to City Manager Employment Agreement

D. COUNCILOR PANTELAKOS

1. *Funding for Middle School & Eminent Domain

E. COUNCILOR SMITH

1. Traffic & Safety Committee Action Sheet and Minutes of the September 14, 2006 meeting

XIII. MISCELLANEOUS/UNFINISHED BUSINESS

XIV. ADJOURNMENT [AT 10:00PM OR EARLIER]

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

(*Indicates verbal report)

INFORMATIONAL ITEMS

1. Conservation Commission minutes of the May 10, 2006, June 14, 2006 and July 12, 2006 meetings
2. Historic District Commission minutes of the June 14, 2006, June 21, 2006 and July 12, 2006 meetings
3. Planning Board minutes of the June 15, 2006, June 22, 2006 and August 17, 2006 meetings
4. Zoning Board of Adjustment minutes of the January 18, 2005, August 23, 2005, July 18, 2006, July 25, 2006 and August 15, 2006 meetings
5. Recreation Board minutes of the September 20, 2006 meeting

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