

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, JUNE 6, 2016 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR BLALOCK, ASSISTANT MAYOR SPLAINE, COUNCILORS PERKINS, DWYER, LOWN, PEARSON, SPEAR, CYR AND DENTON

1. At 6:00 p.m., on a roll call 6-1, **voted** to enter into an Anticipated “Non-Meeting” with Counsel regarding Land Acquisition in accordance with RSA 91-A:2,I (b). Councilors Lown, Pearson, Spear, Cyr, Denton and Mayor Blalock voted in favor. Assistant Mayor Splaine voted opposed.
2. On a unanimous roll call 7-0, **voted** to enter into an Anticipated “Non-Meeting” with Counsel regarding Collective Bargaining in accordance with RSA 91-A:2,I (b). Assistant Mayor Splaine, Councilors Lown, Pearson, Spear, Cyr, Denton and Mayor Blalock voted in favor.
3. On a roll call 6-1, voted to enter into an Anticipated “Non-Meeting” with Counsel regarding Property Negotiations in accordance with RSA 91-A:2,I (b). Councilors Lown, Pearson, Spear, Cyr, Denton and Mayor Blalock voted in favor. Assistant Mayor Splaine voted opposed.
4. Presentation – Portsmouth Symphony – Dorothy Braker, Cellist performed for the City Council. Dr. Rick Miller made a presentation regarding the Portsmouth Symphony.
5. Presentation – State of the Arts Presentation – Art-Speak – Mike Teixeira, President of Art-Speak provided a presentation on the State of the Arts.

Voted to authorize the City Manager to extend the Agreement from July 1, 2016 through June 30, 2017. Councilor Pearson recused from voting on this matter.

6. Acceptance of Minutes – May 11, 2016 & May 16, 2016 – **Voted** to approve and accept the minutes of the May 11, 2016 and May 16, 2016 City Council meetings.
7. Public Comment Session – There were five speakers. Roy Helsel (City Tourism & Wastewater Plant); Todd Sweet (Rita Fabbicatore); Erik Anderson & Mark Brighton (Budget); and Rick Becksted (Housing Committee Meeting).
8. Public Hearing – Chapter 10 – Zoning Ordinance – Article 4 – Zoning Districts and Use Regulations, Section 10.410 – Establishment and Purpose of District, Transportation Corridor – To Provide for Future Transportation Uses and Related Facilities – Held a public hearing. **Voted** to pass second reading and schedule a third and final reading on the proposed Ordinance at the June 20, 2016 City Council meeting.
9. Adoption of Proposed Budget Resolutions – Resolution No. 7-2016 – Municipal Fees – **Voted** to adopt Resolution #7-2016 – Municipal Fees.

10. Resolution No. 8-2016 – General Fund Expenditures – Moved to adopt Resolution #8-2016 – General Fund Expenditures.

On a roll call **vote** 4-5, motion to add \$50,000.00 to the Non-Operating Contingency Line Item for the purposes of hiring an independent consultant to work with the Fire Department Efficiencies Study Group **failed** to pass. Councilors Perkins, Dwyer, Lown and Spear voted in favor. Assistant Mayor Splaine, Councilors Pearson, Cyr, Denton and Mayor Blalock voted opposed.

On a roll call **vote** 2-7, motion to reduce \$26,171.15 from the Police Department Budget **failed** to pass. Councilors Lown and Spear voted in favor. Assistant Mayor Splaine, Councilors Perkins, Dwyer, Pearson, Cyr, Denton and Mayor Blalock voted opposed.

On a roll call **vote** 2-7, motion to reduce \$32,800.00 from the Fire Department Budget **failed** to pass. Councilors Lown and Spear voted in favor. Assistant Mayor Splaine, Councilors Perkins, Dwyer, Pearson, Cyr, Denton and Mayor Blalock voted opposed.

Main motion passed. The FY17 Budget as adopted is \$104,947,043.00.

11. Resolution No. 9-2016 – Sewer Fund Expenditures – **Voted** to adopt Resolution No. 9-2016 – Sewer Fund Expenditures.

- ***Appropriated sum of \$10,298,740.00 to defray expenses for the operation of the sewer system.***
- ***Cash requirements of \$16,170,454.00 to defray expenses for the operations of the sewer system.***
- ***Sewer user rate effective July 1, 2016 is \$12.24 per unit and \$13.47 per 10 units of consumption per month, and \$13.47 per unit for all units used thereafter to yield a portion of revenue to meet the cash requirements for the operation of the City of Portsmouth's sewer system.***

12. Resolution No. 10 -2016 – Water Fund Expenditures – **Voted** to adopt Resolution No. 10-2016 – Water Fund Expenditures.

- ***Appropriated sum of \$8,095,161.00 to defray expenses for the operations of the water system.***
- ***Cash requirements of \$9,845,288.00 to defray expenses for the operations of the water system.***
- ***Water user rate effective July 1, 2016 is \$4.15 per unit for the first 10 units of water consumed per month, and \$5.00 per unit for all units consumed thereafter to yield a portion of revenue to meet the cash requirements for the operation of the City of Portsmouth's water system.***
- ***Water Irrigation user rate effective July 1, 2016, is \$5.00 per unit for the first 10 units of water consumed per month, \$9.70 for consumption over 10 and up to 20 units consumed, and \$12.05 per unit for all units consumed thereafter to yield a portion of revenue to meet the cash requirements for the operation of the City of Portsmouth's water system.***

13. Resolution No. 11-2016 – Special Revenues, Debt Service Fund and Committed Fund Balances for Necessary Expenditures – **Voted** to adopt Resolution No. 11-2016 – Special Revenues, Debt Service Fund and Committed Fund Balances for Necessary Expenditures.
 - ***Appropriated any sums received from Special Revenue Sources, to a maximum of \$18,000,000.00 for purposes for which such sums may be lawfully expended.***
14. Resolution No. 12-2016 – Investment Policy – **Voted** to adopt Resolution No. 12-2016 – Investment Policy.
15. Consent Agenda – **Voted** to adopt the Consent Agenda.
 - A. Letter from Robert L. Sutherland, Jr., St. John's Lodge, requesting permission to hold the St. John's March on Sunday, June 26th at 9:00 a.m. (***Sample motion – move to refer to the City Manager with power***)
 - B. Letter from Mike Young, Portsmouth Babe Ruth Baseball, requesting permission to place 10 outfield signs on the outer perimeter fencing facing inwards towards Leary Field (***Sample motion – move to refer to the City Manager with power***)
 - C. Police Department Donation to the Explorer Cadets from Melissa Thuet - \$75.00 (***Sample motion – move to approve and accept the donation to the Portsmouth Police Department***)
16. Letter from JerriAnne Boggis, Portsmouth Black Heritage Trail, requesting permission to hold the Annual Juneteenth Celebration on Saturday, June 18, 2016 from 11:00 a.m. to 3:00 p.m. at the African Burying Ground – **Voted** to refer to the City Manager with power.
17. Letter from Police Commissioner Brenna Cavanaugh, Chair requesting approval to transfer vehicle to SERT – **Voted** to approve transfer of vehicle to the Seacoast Emergency Response Team.
18. Semi-Annual Report of the Police Commission – **Voted** to accept the Semi-Annual Report of Police Commission.
19. Approval of Employment Agreement with Chief David Mara – **Voted** to approve the Employment Agreement between Chief David Mara and the Portsmouth Police Commission for a term commencing on July 12, 2016 and extending through July 12, 2017.
20. Easements for Approved Development Projects
 - 173-175 Market Street – **Voted** to accept an easement for a sewer line as shown on the site plan approved by the Planning Board on October 15, 2015.

- 1163 Sagamore Avenue – **Voted** to accept the public pedestrian easement and to grant the drainage easement as shown on the Easement Plan approved by the Planning Board on October 15, 2015, and to accept an easement for access to read, maintain and replace water meters throughout the Grantor's property
- 2219 and 2319 Lafayette Road – **Voted** to accept the access easement dated November 19, 2015.

21. Establish a Work Session Re: McIntyre Property – **Voted** to establish a Work Session at 6:00 p.m. before the Monday, June 20, 2016 City Council meeting to discuss the McIntyre Property and proposed options.

22. Appointments to be Voted – **Voted** to reappoint Reagan Ruedig, Jonathan Wyckoff and John Mayer as an alternate to the Historic District Commission until June 1, 2019.

23. Proposed Stewardship Committee for African Burying Ground – Mayor Blalock announced that Janet Prince will serve as the Community Volunteer Representative; Valerie Cunningham as the Portsmouth Black Heritage Trail/Portsmouth Historical Society Representative; and Towny Manfull as the Seacoast African American Cultural Center Representative.

24. Water Country Traffic Analysis and Water Country Traffic Re: Banfield Road – **Voted** to have the Mayor send a letter accompanying a copy of the report to the NH DOT requesting that they review the findings and provide any input.

Voted the City to collect this summer the additional seasonal-peak traffic volumes along Banfield Road and observe the actual delays for traffic to verify the assumptions made in the study and further **voted** for the City to purchase the two separate cameras recommended by the City's Parking and Transportation Engineer to take needed counts including, but not limited to, the Water Country / Constitution exit and on Banfield Road.

25. Parking & Traffic Safety Committee Action Sheet and Minutes of the May 5, 2016 meeting – **Voted** to approve and accept the Action Sheet and Minutes of the Parking & Traffic Safety Committee May 5, 2016 meeting.

26. Build Dio Presentation for June 20, 2016 City Council meeting – **Move** to schedule a Presentation by Brian Kelly regarding Build Dio at the June 20, 2016 City Council meeting.

Voted to amend the motion to have Art-Speak review the request and identify things that the City would need to think about and have that part of the Presentation on June 20, 2016.

Voted to pass main motion, as amended.

27. Adjournment – **At 10:05, voted to adjourn.**

28. Non-Meeting with Counsel - The City Council recessed back into Non-Meeting with Counsel regarding Property Negotiations in accordance with RSA 91-A:2, I (b).

Respectfully submitted by:

Kelli L. Barnaby, MMC, CMC, CNHMC
City Clerk