

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: VALERIE A. FRENCH, DEPUTY CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, JULY 11, 2016 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR BLALOCK, ASSISTANT MAYOR SPLAINE, COUNCILORS PERKINS (arrived at 8:45 p.m.), DWYER, LOWN, PEARSON, SPEAR, CYR AND DENTON

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1. **Voted** on an 8-0 Roll Call to go into an Anticipated Non-Public Meeting regarding Personnel Matters, City Manager's Evaluation, in accordance with RSA 91-A:3, II (a).
2. **Voted** on an 8-0 Roll Call to go into an Anticipated Non-Meeting with Counsel regarding Collective Bargaining Negotiations, PMA and SMA, in accordance with RSA 91- A:2, I (b).
3. Presentation - Senior Services Update – Senior Services Coordinator Brinn Chute gave a brief update on current senior services activities and the need for more space.
4. Acceptance of Minutes – June 6, 2016 and June 20, 2016 – **Voted** to approve and accept the minutes of the June 6, 2016 (with amendment to page 4) and June 20, 2016 (with amendment to page 5).
5. Public Comment Session – There were 20 speakers: Rick Horowitz, Beth Margeson, Paige Trace, Cathy Baker, Bob Shouse, Pat Bagley, Dick Bagley, Jane Kilcoyne, Judy Copobianco, Esther Kennedy (Barging); Roy Helsel and Valerie Rochon (Garage); Richard Grenier (Fire Boat); Lida Clough (Prescott Park); Arthur Clough (the Arts); Mark Brighton (Peirce Island); Jane Nelson (Downtown effects); David Rheäume (GSA relocation of McIntyre Facility); Jane Zill (Peirce Island, Arts Festival and Barging); Paul Mannle (Zoning).
6. Public Hearing – Resolution Authorizing a Bond Issue and/or Notes of Up to Six Million Eight Hundred Fifty Thousand Dollars (\$6,850,000.00) for Costs related to Fiscal Year 2017 Citwide Street, Sidewalk and Facility Improvements. – Public Hearing was held with 2 speakers. **Voted** on a 9-0 roll call to adopt a Bond Resolution for FY17 Citywide Street, Sidewalk and Facility Improvements in the amount of up to \$6,850,000.)
7. Public Hearing – Resolution Authorizing a Bond Issue and/or Notes of the City under the Municipal Finance Act and/or Participation in the State Revolving Fund (SRF) Loan of up to Two Million Two Hundred Fifth Thousand Dollars (\$2,250,000.00) related to Water Line Replacements, Water System Pressure and Storage Improvements – Public Hearing was held with No speakers. **Voted** on a 9-0 roll call to adopt a Bond Resolution for FY17 Water Line Replacements, Water System Pressure and Storage Improvements in the amount of up to \$2,250,000.00)

8. Public Hearing – Resolution Authorizing a Bond Issue and/or Notes of the City under the Municipal Finance Act and/or Participation in the State Revolving Fund (SRF) Loan of Up to Three Million Four Hundred Thousand Dollars (\$3,400,000.00) for Costs Related to Sewer Line Replacements, Pumping Station Upgrades and Goose Bay Drive Sewer Line – Public Hearing was held with No speakers. **Voted** on a 9-0 roll call to adopt a Bond Resolution for FY17 Sewer Line Replacements, Pumping Station Upgrades and Goose Bay Drive Sewer Line in the amount of up to \$3,400,000.00)
9. **Voted** to Suspend the Rules to bring Item XII.A.3. forward on the Agenda.
10. Peirce Island Wastewater Treatment Facility Re: Barging Bid Alternative – Staff gave a brief presentation. Motion made and seconded to authorize the City Manager to proceed with the bid award to Methuen Construction for the Wastewater Treatment Facility upgrade on Peirce Island without any barging alternative.

**Voted** on a 5-4 roll call to amend main motion as follows: authorize the City Manager to proceed with the bid award to Methuen Construction for the Wastewater Treatment Facility Upgrade on Peirce Island including Barging Bid Alternative I. Assistant Mayor Splaine, Councilors Dwyer, Pearson, Cyr and Denton voted in favor. Mayor Blalock, Councilor Perkins, Lown and Spear voted against.

**Voted** to **TABLE** until August 1, 2016 City Council Meeting.

**Voted** to authorize the City Manager to establish a public hearing on August 1, 2016 for a Resolution authorizing a bond issue or participation in the State Revolving Loan Fund to borrow up to 7 million dollars for Wastewater Treatment Facility Improvements.

*Recess/Reconvened 9:45 – 9:55 p.m.*

11. Acceptance of Emergency Management Performance Grant Agreement – **Voted** to accept the Emergency Management Performance Grant Agreement Terms, as presented, and further, authorize the City Manager to execute the Agreement.
12. First Reading of Annual Omnibus Ordinance Change, Parking and Traffic – **Voted** to pass first reading and schedule a second reading and a public hearing on the proposed Ordinance at the August 1, 2016 City Council meeting, as presented.
13. Third and Final reading of Proposed Ordinance amending Chapter 10 – Zoning Ordinance – West End Zoning – **Voted** 8-1 to pass third and final reading of the proposed Ordinance, as presented at the City Council meeting of July 11, 2016. Assistant Mayor Splaine voted opposed.
14. Consent Agenda – **Voted** to adopt the Consent Agenda
  - A. Letter from Emily Christian, National Multiple Sclerosis Society, requesting permission to hold the 2016 Bike MS NH Seacoast Escape on Saturday, August 27, 2016 (**Anticipated action – move to refer to the City Manager with power**)

- B. Letter from Jenelle Dolan, March of Dimes, requesting permission to hold the 2017 Seacoast March for Babies in Portsmouth on May 6, 2017 (***Anticipated action – move to refer to the City Manager with power***)
  - C. Letter from Abigail Wiggin, Portsmouth Halloween Parade, requesting permission to hold the 22<sup>nd</sup> Annual parade on Monday, October 31, 2016 (***Anticipated action – move to refer to the City Manager with power***)
  - D. Bayring - Petition and License for Underground Cable and Conduit Location on Ladd Street (***Anticipated action – move to approve the aforementioned Pole License Agreement as recommended by the Public Works Department with the approval conditioned upon amendment of the license to allow for the collection of any lawfully assessed real estate taxes***)
15. Letter from Lafayette Place, Tenants in Common, requesting to initiate the process of transferring ownership of the service road adjacent to facility at 1900 Lafayette Road to the City of Portsmouth – **Voted** to refer to the Public Works Department for report back.
  16. McIntyre Property – **Voted** to postpone action to August 15, 2016 City Council meeting and further to schedule and advertise a public input session on the proposed move of GSA to Bridge Street lot or other location for redevelopment of the McIntyre property.
  17. Proposed Use of Tax Increment Financing Redevelopment of the McIntyre Area – **Voted** to incorporate Tax Increment Financing as part of the redevelopment of the McIntyre area and to authorize the City Manager to take the necessary steps to implement this process.
  18. 165 Deer Street Re: Ratification of Purchase and Sales Agreement – **Voted** that the City Council ratify its action of April 18, 2016 and reiterate the authority of the City Manager to negotiate and execute the Purchase & Sale Agreement, Post Closing Obligation Agreement and all related agreements and documents with Deer Street Association necessary to bring about the acquisition of the municipal parking garage site on Deer Street by **August 15, 2016**, subject to the City receiving marketable title in the City's judgment, to that property free and clear of all restrictions, easements and covenants of any kind, in particular those held by the railroad.
  19. Appointments to be Voted: – **Voted** to reappoint Joseph Almeida to Historic District Commission with term to expire June 1, 2019; Appoint Jim Lee as regular member of the Zoning Board of Adjustment filling unexpired term of David Witham to December 1, 2017 and John Formella as alternate to Zoning Board of Adjustment filling unexpired term of Jim Lee to December 1, 2018.
  20. Resignation of Board Member – **Voted** to accept with regret and letter of appreciation resignation of Bob Cook from the Sustainable Practices Blue Ribbon Committee.
  21. Housing Committee: Mid-Point Update – Councilor Perkins gave a brief update of the Housing Committee activities to date and referred to the written report for further details.
  22. City Manager's Evaluation – Councilor Spear read the press release statement regarding City Manager Bohenko's evaluation. **Voted** to authorize the Evaluation Committee to consider City Manager Bohenko's contract and report back to the City Council.

23. Transportation Services Ordinance– Councilor Cyr requested guidance regarding the status of the current Ordinance in light of the recent passage of the “Uber” legislation by the State legislature. Mayor Blalock and City Manager Bohenko will schedule a work session with the Transportation Services Commission at a future date.
24. Great Bog Dog Off-Leash Area – **Voted** to have the City Manager report back on what would be required to make improvements to the Great Bog Dog Off-Leash Area or open a different Dog Off-Leash area prior to the Peirce Island Dog Off-Lease Area temporary closing for the Peirce Island Wastewater Treatment Plan upgrades.
25. Adjournment – **At 10:55 p.m., voted to adjourn.**

Respectfully submitted by:



Valerie A. French,  
Deputy City Clerk

*\*Item 11 corrected 07/21/16 to reflect motion as presented in City Manager Comments*