

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON TUESDAY, FEBRUARY 20, 2018 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR BLALOCK, ASSISTANT MAYOR LAZENBY, COUNCLORS ROBERTS, DWYER, DENTON, PERKINS AND BECKSTED

ABSENT: COUNCILORS PEARSON AND RAYNOLDS

1. At 6:30 p.m. a Non Public Session was held in accordance with RSA 91-A:2, I (a) regarding Strategy or Negotiations with respect to Collective Bargaining – Professional Management Association, School Administrators and School Custodial Supervisor's.
2. Presentation – Report Back Re: Revaluation Review – David Cornell – Mr. Cornell provided a review of the completed Revaluation of 2017. He reported that Vision Government Solutions and Property Valuation Advisors were hired to conduct the revaluation and met NH & IAAO guidelines.
3. Acceptance of Minutes – February 5, 2018 – **Voted** to accept and approve the City Council minutes of the February 5, 2018 meeting.
4. Public Comment Session – There were three speakers: Roy Helsel (Revaluations); Jonathan Sandberg (PS21 Event); and Esther Kennedy (Waste Water).
5. Public Hearing Re: Proposed Capital Improvement Plan (CIP) FY 2019-2024 – Held a public hearing. *Action on the Capital Improvement Plan will take place at the March 5, 2018 City Council meeting.*
6. Public Hearing/Second reading of Ordinance amending Chapter 1, Article IX, Section 1.9 Conflict of Interest/Election Candidate Financial Disclosure – Charter Amendment 1 – Held a public hearing. **Voted** to amend ordinance in accordance with the proposal submitted by Councilor Denton. **Voted** to amend ordinance in accordance with the proposal submitted by Councilor Dwyer. **Voted** to continue second reading until March 5, 2018 for the City Attorney to bring in any further amendments as requested by any City Councilors.
7. Public Hearing/Second reading of Ordinance amending Chapter 1, Article IX, Section 1.901 – Conflict of Interest/Municipal Officials Disclosure – Charter Amendment #2 – Held a public hearing. **Voted** to amend ordinance in accordance with the proposal submitted by Councilor Dwyer and to delay second reading until March 5, 2018 for the City Attorney to bring in any further amendments, as requested.

8. Consent Agenda – **Voted** to adopt the Consent Agenda.
- A. Letter from Ben Anderson, Prescott Park Arts Festival, requesting permission to hold the 6th Annual Memorial Bridge 5k on Sunday, October 7, 2018 (***Anticipated action – move to refer to the City Manager with power***)
- B. Request for License to Install Projecting Sign from Thomas Lincoln, owner of The Clean Bedroom for property located at 142 Fleet Street (***Anticipated action – move to approve the aforementioned Projecting Sign License as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement for this request***)
- Planning Director's Stipulations:**
- ***The license shall be approved by the Legal Department as to content and form;***
 - ***Any removal or relocation of projecting sign, for any reason, shall be done at no cost to the City; and***
 - ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting sign, for any reason shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***
- C. Letter from Mark A. McNabb requesting a license agreement for the installation of Bowsprit Sculpture to the exterior brick facade of Martingale (***Anticipated action – move to authorize the City Manager to execute a license for the Martingale Bowsprit Sculpture, as presented***)
9. Letter from Merle White, Anchor Taxi, regarding Taxi Ordinance Enforcement – **Voted** to accept and place the letter on file.
10. Request for Approval of the One-Year Extension of the Current Collective Bargaining Agreement between the City of Portsmouth and the Portsmouth Supervisory Management Alliance – **Voted** to accept the proposed One-Year Agreement between the City of Portsmouth and the Portsmouth Supervisory Management Alliance, as presented.
11. Request to Renew Seacoast Growers' Association (Farmers' Market) Proposed 2018 License Agreement – **Voted** to authorize the City Manager to enter into a License Agreement with the Seacoast Growers' Association for 2018, as presented.
12. Request for Public Hearing Re: Elderly and Disabled Exemptions – **Voted** to schedule a public hearing for the March 5, 2018 City Council meeting.

13. Land and Easement Transfers Re: 30 Cate Street – **Voted** to authorize the City Manager to negotiate, execute, deliver and record the deeds and Memorandum of Agreement regarding the Merton Alan Investments, LLC Cate Street Development, as presented.
14. Request to Re-zone Property Re: Clipper Traders – **Voted** to refer the aforementioned request to the Planning Board for a public hearing and recommendation. Councilor Becksted recused from voting on this matter.
15. Trees and Greenery Trust – **Voted** to authorize the City Manager to execute the Trees and Greenery Trust, as presented.
16. Municipal Transportation Improvements – RSA 261:153 VI – **Voted** to authorize the City Manager to bring a Resolution back for a public hearing on March 5, 2018 to add a \$5.00 motor vehicle fee for the purpose of supporting a Municipal and Transportation Improvement Capital Reserve Fund.
17. Appointments to be Voted – **Voted** to appoint Janet Phelps to the Citizens Advisory Committee; appoint Thomas Watson to the Economic Development Commission until October 1, 2018 filling the unexpired term of John Pratt; and appoint Phyllis Eldridge as an alternate to the Zoning Board of Adjustment until December 1, 2022.
18. Establish Round Table Conversation with Concerned Residents on PFAC's – **Voted** to request a report back from Deputy Public Works Director Goetz at the March 5, 2018 City Council meeting with a possible round table discussion with concerned residents.
19. City Council Rule 43 B – Public Dialogue – **Voted** that in accordance with City Council Rule 39 the proposed amendment to Council Rule 43 be placed on the agenda for consideration at the Council meeting of March 5, 2018.
20. Proposed Amendment to City Council Rule 43 A – Moved that in accordance with City Council Rule 39 the proposed amendment to Council Rule 43 A be placed on the agenda for consideration at the Council meeting of March 5, 2018.

On a unanimous roll call 7-0, **voted** to suspend the rules to bring forward the question for a vote.

Voted to adopt the proposed amendment to Council Rule 43 A.

Rule 43 A. Public Comment shall read as follows:

A Public Comment session shall appear on the agenda of every other regular Council meetings (to be alternated with Public Dialogue sessions). This session shall be a period of time not to exceed forty-five minutes during which any member of the public may have three minutes to address any topic which that member of the public has identified to the City Clerk prior to the commencement of the meeting. Speakers shall be limited to one three minute comment period per person per meeting and may not defer any of their allotted speaking time to any other person. All speakers must register in person (not electronically or telephonically) with the City Clerk prior to the City Council meeting. Residents, business owners and taxpayers of the City shall be given speaking priority over any other speaker. Any person abusing the provisions of this rule may be prohibited from speaking at future public comment sessions by a majority vote of the City Council. Any provision of this rule may be modified on a per case basis by majority vote of the Council.

**Comments for which a public hearing is scheduled under the same agenda shall not be permitted.*

- The chair reserves the right to select speakers of different issues to be permitted to speak in order to provide a form of various topics to be presented. *(ADOPTED 1/18/94).*

21. On a unanimous roll call 7-0, **voted** to suspend the rules to bring forward Proposed Amendment to City Council Rule 43 B for a vote this evening.
22. Proposed Amendment to City Council Rule 43 B – **Voted** to adopt the proposed amendment to Council Rule 43 B.

Rule 43 B Public Comment Session – Public Dialogue shall read as follows:

The City Council shall hold a Council – Public Dialogue session during the period which is forty-five minutes (45) before the call to order, on the night of every other regularly schedule Council meeting (to be alternated with Public Comment Sessions). At such Council – Public Dialogue Sessions the Council, the City Manager and any appropriate staff as determined by the City Manager shall welcome all interested individuals for an informal dialogue session. The purpose of this session is to provide an opportunity for members of the public to directly interact with members of the Council, the City Manager and any appropriate staff as determined by the City Manager from time to time. By vote of the Council, such Council – Public Dialogue sessions may be scheduled to be held at other times and in other locations in the City beyond City Hall. All Council – Public Dialogue sessions shall be held in accordance with RSA 91-A, the Right-to-Know Law by notice being made and minutes being taken. (AMENDED 08/21/2017).

23. Parking and Traffic Safety Committee Meeting Action Sheet and Minutes of February 1, 2018 – **Voted** to accept and approve the action sheet and minutes of the February 1, 2018 meeting.

24. Renewable Energy Policy & Appendix C – Councilor Denton provided a brief report on the Renewable Energy Policy and Appendix C – Renewable Energy Policy Recommendations by Stakeholder. No action required.
25. Former City Council Rule #47 – Appointments to Boards and Commissions – Councilor Perkins deferred this item until the March 5, 2018 City Council meeting.
26. Request Presentation Re: Great Bay Municipal Coalition meeting with EPA – No action taken. Deputy City Manager Colbert Puff said a report back would be made at the March 5, 2018 City Council meeting. Councilor Becksted requested that the report back include history of the Great Bay Coalition explaining what it was and is today.
27. CIP Amendments – Mayor Blalock requested if any Councilor has amendments to the Capital Improvement Plan they be sent directly to City Manager Bohenko or Deputy City Manager Colbert Puff prior to the March 5, 2018 City Council meeting.
28. Adjournment – At 10:45 p.m., **voted** to adjourn.

Respectfully submitted by:

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