

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, JULY 9, 2018 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

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

1. At 6:15 p.m., a Public Dialogue Session was held.
2. Acceptance of Minutes – June 18, 2018 – **Voted** to accept and approve the minutes of the June 18, 2018 City Council meeting.
3. Public Dialogue Summary – Assistant Mayor Lazenby reported that the topics of the discussion were 105 Bartlett Street Rezoning, Zoning Change/Conditional Use Permit, Right-to-Know Report/Trustees of the Trust Fund Capital Reserve Funds Report/Portsmouth Housing Authority – Feaster Apartments.
4. Public Hearing – Resolution Authorizing a Bond Issue and/or Notes of up to Three Million Four Hundred Thousand Dollars (\$3,400,000.00) for Costs related to the Construction of Multi-Purpose Recreation Fields – Public Hearing was held. On a unanimous roll call 9-0, **voted** to adopt the Resolution, as presented.
5. 105 Bartlett Street - **Voted** that on second reading and public hearing of the Ordinance which passed first reading on June 18, 2018 regarding the petition for rezoning of 105 Bartlett Street the ordinance be separated into two (2) components and public hearings be held on each component independently as described in the comments from the City Manager contained in the agenda packet for this meeting. Councilor Becksted recused himself from the process and vote.
6. Public Hearing Part 1.A. – Ordinance amending Chapter 10 – Zoning Ordinance – Petition for Re-Zoning of 105 Bartlett Street: (Proposed Character District 4-W)
 - Amendments to Article 4, Section 10.440 Table of Uses;
 - Amendment to the Character-Based Zoning Building Placement Section 10.5A42;
 - Amendments to the Character-Based Zoning Incentive Overlay District Section 10.5A46
 - Amendments to the Character-Based Zoning Regulation Plan Maps (Maps 10.5A21A) to change Tax Map 157 Lots 1 and 2 from Office Research (OR) to Character District 4 West End (CD4-W) and a portion of Tax Map 164 Lot 4 from OR and Transportation Corridor (TC) to CD4-W and Character District 4 Limited 2 (CD4-L2);
 - Amendments to the Character-Based Zoning Regulation Plan Maps (Maps 10.5A21B) to extend the West End Overlay District and add new Building Height Standards for Tax Map 157 Lots 1 and 2 and a portion of Tax Map 164 Lot 4;
 - Amendment to Article 15 Definitions Section 10.1530

Public Hearing – Part 1.B. – Ordinance amending Chapter 10 – Zoning Ordinance – Petition for Re-Zoning of 105 Bartlett Street (Proposed Character District 4-L2)

- Amendments to the Character-Based Zoning Incentive Overlay District Section 10.5A46;
- Amendments to the Character-Based Zoning Regulation Plan Maps (Maps 10.5A21A) to change a portion of Tax Map 164 Lot 4 OR and Transportation Corridor (TC) to CD4-L2; and
- Amendments to the Character-Based Zoning Regulation Plan Maps (Maps 10.5A21B) to extend the West End Overlay District and add new Building Height Standards for a portion of Tax Map 164 Lot 4

Public Hearing – Part II. – Ordinance amending Chapter 10 – Zoning Ordinance – Petition for Re-Zoning of 105 Bartlett Street (Housekeeping)

- Amendments to Character-Based Zoning Development Standards Section 10.5A41;
- Amendments to Character-Based Zoning Building Form and Facades Section 10.5A43;
- Amendments to Character-Based Zoning Community Spaces Section 10.5A45;
- Amendments to Character-Based Zoning Incentive Overlay Districts Section 10.5A46

Voted to continue the Public Hearing and all remaining items until the August 6, 2018 City Council meeting. Councilor Becksted recused himself from the process and vote.

7. First reading of Ordinance amending Chapter 7 – Parking Omnibus – **Voted** to pass first reading and schedule a public hearing and second reading at the August 6, 2018 City Council meeting.
8. **Voted** to suspend the rules in order to take up Item XI. B.3. – Portsmouth Conference.
9. Portsmouth Conference – **Voted** to contribute \$2,500.00 from UDAG Funds for the Portsmouth Conference. Assistant Mayor Lazenby recused himself from the vote.
10. **Voted** to suspend the rules in order to take up Miscellaneous/Unfinished Business to discuss possible amendments to be brought forward at the August 6, 2018 City Council meeting regarding 105 Bartlett Street Re-Zoning.
11. Acceptance of Donations to the Coalition Legal Fund – Town of Carroll - \$2,000.00 – **Voted** to approve and accept the donation, as listed, to be placed in the Coalition Legal Fund.
12. Consent Agenda – **Voted** to adopt the Consent Agenda.
 - A. Request for License to Install Projecting Sign from Sabrina Velandry, owner of Sloop for property located at 92 Pleasant Street (Unit 1A) (***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***

B. Request for License to Install Projecting Sign from Paul Barry, owner of One Day in July for property located at 10 Market Square (***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 Holly Tennent and Jylle Nevejans, Bottomline Technologies, requesting permission to hold a 5K Road Race on Sunday, September 23, 2018 at 10:00 a.m. (***Sample motion – move to refer to the City Manager with power***)

13. Email Correspondence – **Voted** to accept and place on file.
14. Letter from Elizabeth Bratter Re: 105 Bartlett Rezoning – **Voted** to accept and place on file.
15. Letter from James Penfold requesting permission to hold the Electric Vehicle Show in Portsmouth on Sunday, September 9, 2018 from Noon – 4:00 p.m. the City Hall lower parking lots – **Voted** to refer to the City Manager with power.
16. Portsmouth Historical Society – Proposed Extension of Lease for Discover Portsmouth Center (10-30 Middle Street) – **Voted** to authorize the City Manager to enter into the 50-year lease with the Portsmouth Historical Society for the property at 10-30 Middle Street, as presented, and further, authorize the City Manager to execute the Lease and request that an annual report be provided to the City Council from the Portsmouth Historical Society or Discover Portsmouth Center regarding improvements to the building.
17. Request for Public Hearing's Re: Various Bonding Resolutions – **Voted** to authorize the City Manager to bring back for public hearing and adoption the various proposed CIP projects to be bonded, as presented, for the August 6, 2018 City Council meeting.

18. Polling Hours for September 11, 2018 State Primary Election – **Voted** to set the polling hours from 8:00 a.m. to 7:00 p.m. for the State Primary Election on September 11, 2018.

Councilor Denton requested that City Staff develop a plan to extend the polling hours for the general election in November.
19. Lease Re: AIDS Response Seacoast – **Voted** that this Lease Agreement be brought forward to the City Council for a vote at the August 6, 2018 City Council meeting.
20. City's Parking Lot Lease/Maintenance Agreement with the Portsmouth Housing Authority – **Voted** to authorize the City Manager to negotiate and enter into the Agreement with the Portsmouth Housing Authority as presented to allow the public and the Fire Department to park in designated parking spaces in the Court Street Parking Lot and for the net parking revenue generated from public parking to be paid to the PHA.
21. Osprey Landing Water Tank Property – **Voted** to refer the matter to the Planning Board for report back.
22. Disposal of 1986 Rescue Truck – **Voted** to authorize the City Manager to dispose of surplus vehicle using GovDeals.
23. Appointment to be Voted – John Formella & Chase Hagaman – **Voted** to appoint John Formella as a Regular Member to the Zoning Board of Adjustment until December 1, 2019 and the appointment of Chase Hagaman as an Alternate Member to the Zoning Board of Adjustment filling the unexpired term of John Formella until December 1, 2018.
24. Resignation of Thaddeus (Ted) Jankowski from the Conservation Commission – **Voted** to accept the resignation from Thaddeus (Ted) Jankowski from the Conservation Commission with regret.
25. McIntyre Update – Councilor Dwyer provided a very brief update of McIntyre.
26. Adjournment – **At 10:30 p.m., voted to adjourn.**

Respectfully submitted by:

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