

TO: KAREN CONARD, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN AT THE PORTSMOUTH CITY COUNCIL MEETING HELD IN THE EILEEN DONDERO FOLEY COUNCIL CHAMBERS ON MONDAY, DECEMBER 6, 2021

PRESENT: MAYOR BECKSTED, ASSISTANT MAYOR SPLAINE, COUNCILORS McEACHERN, WHELAN, LAZENBY, KENNEDY, HUDA, TABOR AND TRACE

1. Proclamation – Purple Heart Community – Mayor Becksted read the Proclamation declaring Portsmouth as a Purple Heart Community.
2. Acceptance of Minutes – October 14, 2021, October 18, 2021 and October 27, 2021 – Voted to accept and approve the October 14, 2021, October 18, 2021 and October 27, 2021 City Council meeting minutes.
3. Public Comment Session – There were 34 speakers: George Remick, Mike Griffin (Purple Heart Community); Roy Helsel (Council’s Job); George Dempsey (Comments on Election); Justin Richardson (Thank you & Appointments); Erik Anderson (Sound Barriers); Dave MacDonald, Christine Lusky, Sue Polidura, Arthur Clough (Appointments); Andrew Bagley (Skate Park & Public Comments); Claire Kittredge (Appointments & PFAS Fields); Ted Jankowski, Dianna Carpinone, Melissa Paly; Kristin Mello (Testing for PFAS); Jesse Court, Michelle Flynn, Steve Detrolio, Sean MacDonald, Vinny Amico, Paul Mannel, Lily Cosgrove, Rich Blalock, Sergio Vonkneia, John Flynn, Anna Nutall (Skate Park); Kathleen Somssich, Peter Somssich, Brian Pearson, Gerald Duffy (Portsmouth); Andrea Amico (Turf and Skate Park); Zelita Morgan (Thank you, Skate Park and McIntyre); Elizabeth Barrett (Skate Park & Appointments).
4. Voted to suspend the rule to bring forward item XIII. E.1. – Skateboard Park Blue Ribbon Presentation given by the Committee.
5. Skateboard Park Blue Ribbon Presentation given by the Committee – Presentation was given by Amy-Mae Court and Dave Cosgrove Co-Chairs regarding the Skateboard Park Blue Ribbon Committee. Move to allocate \$2.2 million dollars for a skateboard park, recreational field and pump track for the children of Portsmouth for ground breaking in the summer of 2022. Moved to amend the motion to hold a public hearing on December 20, 2021 to use the federal funds coming in May for this project. On a roll call vote 3-6 motion to amend that the public hearing be a supplemental appropriation for \$200,000.00 for the design of the Skate Park at the December 20, 2021 City Council meeting **failed** to pass. Councilors McEachern, Lazenby and Tabor voted in favor. Assistant Mayor Splaine, Councilors Whelan, Kennedy, Huda, Trace and Mayor Becksted voted opposed. Moved as a friendly amendment for a supplemental appropriation to come from unassigned fund balance. On a roll call 7-2, voted to allocate \$2.2 million dollars for a skateboard park, recreational field and pump track to come from unassigned fund balance with a public hearing to be held on December 20, 2021 City Council meeting.

6. Public Hearing/Second Reading of Ordinance amending Chapter 1, Article IV – Commissions and Authorities, Adding Section 1.415 – Cemetery Committee – Held a public hearing. Voted to pass second reading, and schedule a third and final reading regarding this amendment to Chapter 1, Article IV at the December 20, 2021 City Council meeting.
7. Appointments to be Considered – The City Council considered the outlined appointments to be voted upon at the December 20, 2021 City Council meeting.
 - Jesse Lynch appointment to the Audit Committee
 - Mika Court appointment to the Conservation Commission
 - Andrew Ward appointment to the Economic Development Commission
 - Jane Begala appointment to the Planning Board
 - Andrew Samonas appointment as Alternate to the Planning Board
 - Franco DiRienzo appointment as Alternate to the Planning Board
 - Thomas Watson reappointment to the Trustees of the Trust Fund
 - Paul Mannle appointment to the Zoning Board of Adjustment
8. Appointments to be Voted – On a roll call 6-3, voted to appoint Abigail Gindele to the Conservation Commission until April 1, 2023; appoint Jacob Lehoux to the Economic Development Commission until October 1, 2025; appointment of James Hewitt and Greg Mahanna to the Planning Board until December 31, 2024; appointment of Effie Malley to the Sustainable Practices Blue Ribbon Committee and appointment of Thomas Rossi to the Zoning Board of Adjustment until December 1, 2026. Councilors McEachern, Whelan, Kennedy, Huda, Trace and Mayor Becksted voted in favor. Assistant Mayor Splaine, Councilors Lazenby and Tabor voted opposed.
9. Establish Holiday Parking – Voted to declare that the date(s) of December 18 – 25, 2021 be designated as such, and that parking in Portsmouth managed on-street and lot spaces be permitted free of charge during those dates. Please note: Parking in the Hanover and Foundry garages are not covered under this initiative.
10. Voted to suspend the rules to continue the meeting beyond 10:30 p.m. and not to go beyond 12:00 a.m. for adjournment.
11. Artificial Turf Playing Field – Voted that the City Council requires the City Manager to commission independent third party testing for PFAS of the new artificial turf playing field. As recommended by independent experts, the testing shall use the targeted analysis for 70 PFAS, non-targeted PFAS analysis and total oxidizable precursor (TOP) assay methods to look for the presence of PFAS in the synthetic turf, shock pad, and infill material. The results will be provided to the City Council.
12. Informational Only – Letter of Termination to Michael Kane & Informational Only – Letter regarding Refund of Deposit – No action required.
13. Voted to suspend the rules to bring forward Item XVII. C. – Letter from Gretchen Rath, Portsmouth Fabric Company, requesting retailers to be invited to any meetings convened regarding downtown parking and allow her to speak to the matter.

14. Letter from Gretchen Rath, Portsmouth Fabric Company, requesting retailers to be invited to any meetings convened regarding downtown parking – Voted to send the letter to the Parking & Traffic Safety Committee and the Economic Development Commission for a report back.
15. Voted to suspend the rules to address items XIV. A. – Acceptance of Donation to Portsmouth 400th – Geoff T. Smith - \$200.00; XIV. B. – Acceptance of Donation to the Skateboard Park – Steve De Trolio - \$2,100.00; XV. 3. – Request for Public Hearing and Adoption of Bond Resolution in the Amount of \$10,000,000 for the Acquisition of Community Campus; XV. 4. – Request for Public Hearing Regarding Supplemental Appropriation for Operating Expenses of Community Campus Upon Acquisition for Fiscal Year Ending June 30, 2022 and XV. 8. – Request to Join Opioid Settlement Agreement.
16. Acceptance of Donation to Portsmouth 400th - Geoff T. Smith - \$20.00 and Acceptance of Donation to the Skateboard Park – Steve De Trolio - \$2,100.00 – Voted to approve and accept the donations, as presented.
17. Request for Public Hearing and Adoption of Bond Resolution in the Amount of \$10,000,000.00 for the Acquisition of Community Campus – Voted to authorize the City Manager to bring back for public hearing and adoption, a resolution for the purchase of the Community Campus using various revenues sources and bonding, as presented, for the December 20, 2021 City Council meeting.
18. Request for Public Hearing Regarding Supplemental Appropriation for Operating Expenses of Community Campus Upon Acquisition for Fiscal Year Ending June 30, 2022 – Voted to establish a public hearing at the December 20, 2021 City Council meeting for the purposes of considering a proposed Supplemental Appropriations Resolution in the amount of \$116,000.00 to cover operational expenses for the Community Campus.
19. Request to Join Opioid Settlement Agreement – Voted to authorize that the City Manager join in the State’s settlement with McKesson Corporation, Cardinal Health and Amerisource Bergen regarding opioid claims.
20. Consent Agenda – Voted to adopt the Consent Agenda.
 - A. Letter from Becky Kates, Krempels Center, requesting permission to hold the 25th Annual Cisco Brewers Portsmouth Memorial Day 5K on Sunday, May 29, 2022 at 11:00 a.m. ***(Anticipated action – move to refer to the City Manager with Authority to Act)***
 - B. Request for License to Install a Projecting Sign for owner Stacy Moore, Burgers Etc., LLC d/b/a Stroll Café for property located at 23 Portwalk Place ***(Anticipated action - move to approve the aforementioned Projecting Sign Licenses 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***

21. At 11:40 p.m., voted to enter into Non-Public Session regarding the McIntyre – RSA 91-A:3, II (e), Litigation. Assistant Mayor Splaine, Councilors McEachern, Whelan, Lazenby, Kennedy, Tabor, Trace and Mayor Becksted voted in favor. Councilor Huda voted opposed.
22. Voted to come out of Non-Public Session.
23. At 12:50 a.m., voted to adjourn and table the remainder of the City Council Agenda until the December 20, 2021 Council meeting.

Respectfully submitted by:

Kelli L. Barnaby, MMC/CNHMC
City Clerk