

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON FEBRUARY 14, 2005 COUNCIL CHAMBER, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR SIRRELL, ASSISTANT MAYOR GRASSO, COUNCILORS FERRINI, MARCHAND, PANTELAKOS, HYNES, RAYNOLDS, WHITEHOUSE, AND ST. LAURENT

1. Mayor's Award – William Elwell – Service to the Trustees of the Trust Fund – Mayor Sirrell presented Bill with a Mayor's Award in recognition of his 15 years of service to the Trustees of the Trust Fund.
2. Proclamation – American Red Cross Month – Councilor Ferrini read the proclamation declaring March as American Red Cross Month. Mayor Sirrell presented City Attorney Sullivan with the proclamation who accepted it with thanks and appreciation.
3. Read Across Portsmouth Day - Assistant Mayor Grasso read the proclamation declaring March 8th as Read Across Portsmouth Day. Mayor Sirrell presented Ms. Lovering with the proclamation who accepted it with thanks and appreciation.
4. Presentation – Portsmouth Criterium Race Committee 2005 – Susanne Delaney – Susanne Delaney and Catherine Keenan presented a PowerPoint presentation and a short video on their request to bring the race back to the city.
5. Acceptance of Minutes – January 24, 2005 – Voted to approve and accept the minutes of the January 24, 2005 City Council meeting.
6. Public Comment Session – There were sixteen speakers: Joel Carp, (Suggestion for the Port); Tom Carroll (Show of Gratitude); Sue Madden, Bob Vincent, Paul McEachern, Peter Somssich, Jeff Ott, Nancy Brown and Burt Cohen (Bill of Rights); Adolph Berounsky (Affordable Housing); James Horrigan and Clif Horrigan (Leary Field); Elissa Margolin, Josh Cyr, Maureen Barrows and Scott Bogal (Portsmouth Criterium).
7. Acceptance of Donation to the New Library Building Fund from Marsha Richelli in the amount of \$50,00 – Voted to approve and accept the donation to the New Library Building Fund as listed.
8. Acceptance of Donation to the Cemetery Committee from Janet Alperin in the amount of \$25.00 – Voted to approve and accept the donation to the Cemetery Committee as listed.
9. Acceptance of Donation to the Portsmouth Fire Department from Max and Norinne Chudy in the amount of \$20.00 – Voted to approve and accept the donation to the Fire Department as listed.
10. Acceptance of Coastal Zone Management Grant Application for Peirce Island Board Launch – Voted to authorize the City Manager to apply for, accept and expend a grant from the NH Coastal Zone Management Program in support of the construction of a finger pier at the Peirce Island boat launch.

11. Acceptance of Grant from the Trust's Health Promotion WELLDollars Grant Program – Voted to accept the \$1,000.00 grant awarded to the City of Portsmouth from the Trust's Health Promotion WELLDollars Grant Program.
12. Letter from Allison De Sevo, Cystic Fibrosis Foundation, requesting permission to hold the Seacoast Safari for CF Bicycle Tour on Saturday, August 6, 2005 and Sunday, August 7, 2005 – Voted to refer to the City Manager with power.
13. Letter from Stacy Chilicki, The Seacoast Repertory Theatre, requesting permission to hold the 39th Annual Bow Street Fair on Saturday, July 23, 2005 and Sunday, July 24, 2005 – Voted to refer to the City Manager with power.
14. Letter from Jeanine Sylvester, Runner's Alley, requesting permission to hold the 8th Annual Runner's Alley/Redhook Brewery Memorial 5k Race on Sunday, May 29, 2005 at 11:00 a.m. – Voted to refer to the City Manager with power.
15. Letter from Christine Groleau, The Children's Museum of Portsmouth, requesting permission to hold the Annual 5k Road Race on Saturday, May 7, 2005 – Voted to refer to the City Manager with power.
16. Letter from Attorney Malcolm McNeill regarding Proposed amendment to Zoning Ordinance to permit a 100 foot setback for a hotel where a 175 foot setback is presently required – Voted to refer to the Planning Board for a report back.
17. Letter from Attorney Malcolm McNeill regarding Proposed rezoning of premises located off of Mirona Road from Industrial (I) to General Business (GB) – Voted to refer to the Planning Board for a report back.
18. Letter and petition from Sue Madden and members of Seacoast Alliance for Democracy regarding Resolution Affirming the Bill of Rights – Move to establish a work session on this matter for further discussion. Voted to amend the motion to allow the public the opportunity to speak on this matter during the work session. Main motion passed as amended with Councilor St. Laurent voting opposed.

The City Council agreed to establish the work session for Monday, March 14, 2005 at 6:30 p.m. in Conference Room A.

19. Letter from Diane Kelley Tefft regarding the new Portsmouth Public Library – Voted to accept and place the letter on file.
20. Letter from Scott Pafford, Portsmouth Babe Ruth, requesting permission to place temporary signage at Leary Field for the 2005 Baseball Season – Voted to refer to the Planning Board for a report back. Councilor Whitehouse voted opposed.
21. Letter from Monica Dorley in support of the Portsmouth Criterium bicycle race – Voted to accept and place the letter on file.

22. Letter from Susanne Delaney and Catherine Keenan, Portsmouth Criterium Race Committee, requesting permission to hold the Criterium on Sunday, September 18, 2005 from 1:00 p.m. to 6:00 p.m. – Voted to approve the request and refer to the City Manager with power.
23. Seacoast Growers' Association Proposed 2005 License Agreement – Move to authorize the City Manager to enter into a License Agreement with the Seacoast Growers' Association as presented. On a roll call vote 5-4, motion to remove the condition within the lease that allows Jewel Town Vineyards to sell bottles of wine at the Farmers' Market *failed* to pass. Assistant Mayor Grasso, Councilors Hynes, St. Laurent and Mayor Sirrell voted in favor. Councilors Ferrini, Marchand, Pantelakos, Reynolds and Whitehouse voted opposed. Main motion passed.
24. Economic Development Commission Report Back Re: Private/Public Graffiti Removal Partnerships – Voted to approve the Economic Development Commission's report on the removal of graffiti through public/private partnerships.
25. Request to Extend License Agreement for Trash Compactor on Ceres Street – Voted to authorize the City Manager to extend the License Agreement between the City of Portsmouth and Old Ferry Landing, Inc., Poco Diablo, Inc. and Stockpot, Ltd. for the period December 1, 2004 through November 30, 2005.
26. Planning Board Report Back Re: Request for Permanent Easements and Licenses from the City for Property Located within the Hanover Street Right of Way (Hilton Garden Inn and Related Structures) – Voted to authorize the City Manager to negotiate and execute any licenses, easements or other similar agreements as may be required by Cathartes Investments consistent with the request forwarded to the Planning Board by the City Council on December 20, 2004.
27. Temporary License Agreement 6-16 Congress St. (former Eagle Photo Site) – Voted to grant the City Manager authority to negotiate and enter into a license agreement with 6-16 Congress Street LLC relative to the use of certain public areas along Congress Street and Church Street.
28. Proposed Amendment to the City's 1995 Zoning Ordinance Regarding the Adoption of Flood Insurance Study and Rate Maps – Voted that this amended Ordinance be scheduled for first reading at the March 7, 2005 City Council meeting.
29. Hanover and High Street Multimodal Improvements – City Manager Bohenko announced that a Public Informational Meeting will be held in the Council Chambers on Thursday, February 24th at 7:00 p.m. to receive public input on the preliminary designs plans for the Hanover and High Street multimodal improvements.
30. Establish Work Session with Portsmouth Housing Authority – The City Council agreed to establish a work session on Thursday, March 10, 2005 at 6:30 p.m. in Conference Room A with the Portsmouth Housing Authority.

31. Consideration of Appointments – The City Council considered the following appointments: Randal Leach to the Dog Committee, Anthony Coviello to the Building Code Board of Appeals, Eric Spear to the Peirce Island Committee, Barbara Driscoll and Stephen Lichtenstein to the Citizens Advisory Committee. These appointments will be voted on by the City Council at the March 7, 2005 City Council meeting.
32. Report from Joint Budget Committee concerning Goals for the Fiscal Year 2006 Operating Budget – Move to direct the City Manager to present an operating budget to the City Council that includes a total increase for Municipal, Police, Fire and School of no more than 4%. On a roll call vote 7-2, amendment to motion that would require the City Manager to provide a memorandum outlining the effects of a 4% operating budget *failed* to pass. Assistant Mayor Grasso and Councilor Ferrini voted in favor. Councilors Marchand, Pantelakos, Hynes, Reynolds, Whitehouse, St. Laurent and Mayor Sirrell voted opposed. On a unanimous roll call vote 9-0, main motion passed.
33. Traffic & Safety Committee Action Sheet and Minutes of the January 20, 2005 meeting – Voted to accept and approve the action sheet and minutes of the Traffic & Safety Committee meeting of January 20, 2005.
34. Adjournment – At 10:55 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, City Clerk