

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON SEPTEMBER 12, 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. Presentation – Grant for \$6,200.00 from PSNH for Gosling Road Pump Station Energy Rebate – Donna Keeley of PSNH presented Mayor Sirrell and the City Council a grant award in the amount of \$6,200.00 for the Gosling Road Pump Station.
2. Mayor's Awards - Mayor Sirrell presented Mayor's Awards to outgoing Art-Speak Executive Board Members M. Christine Dwyer and Roger Goldenberg.
3. Proclamation – Constitution Week 2005 - Assistant Mayor Grasso read the Proclamation declaring September 11, 2005 – September 17, 2005 as Constitution Week. Mayor Sirrell presented the Proclamation to Tylene Jousse who accepted it on behalf of the Daughter's of Revolution with thanks and appreciation.
4. Acceptance of Minutes – August 15, 2005 – Voted to approve and accept the minutes of the August 15, 2005 City Council meeting.
5. Public Comment Session – There was one speaker: Susanne Delaney (Portsmouth Criterium Bike Race).
6. Public Hearing – Ordinance amending Chapter 1, Article IV, Section 1.40 – Cable Television and Communications Commission by the addition of one Alternate Commissioner – Held a public hearing. Voted to pass second reading of the amended ordinance, as submitted, and hold a third and final reading at the October 3, 2005 City Council meeting.
7. Public Hearing – Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Green Street: both sides from Russell Street to Vaughan Street – Held a public hearing. Voted to pass second reading of the amended ordinance, as submitted, and hold a third and final reading at the October 3, 2005 City Council meeting.
8. Acceptance of Grant for \$6,200.00 from PSNH for Gosling Road Pump Station Energy Rebate – Voted to approve and accept the grant for \$6,200.00 from PSNH for Energy Efficient Upgrades to the Gosling Road Pump Station.

9. Acceptance of Donations to the New Library Building Fund

- Mr. & Mrs. Timothy B. Allison - \$25.00
- Jardiniere Florist of Portsmouth, Inc. - \$50.00
- Anonymous - \$50.00
- Diane Kleist Physical Therapy - \$50.00
- JCM Management Co., Inc. in the Name of Osprey Landing - \$50.00
- Atlantic Media, Ltd - \$100.00
- Shaughnessy Seagull, Inc d/b/a Allegra Print & Imaging - \$100.00
- Robert Davis - \$100.00
- Martha Fuller Clark - \$100.00
- Yudy's of Portsmouth, Inc. in memory of Nancy J. Davis - \$100.00
- Susan J. Conway - \$100.00
- Lo's Seafood & Oriental Market in honor of Seng Lo - \$100.00
- 30 Maplewood Avenue Trust - \$100.00
- Robert J. & Cynthia A. Lister - \$200.00
- Mark Landsperge, Extreme Forces USA - \$200.00
- JCM Management Co., Inc. in the name of Osprey Landing - \$200.00
- Altus Engineering, Inc. - \$200.00
- Nickerson-Remick - \$250.00
- Anne F. & David D. Sears in memory of Anne Frisby - \$300.00
- Northeast Credit Union - \$500.00
- Northern Utilities, Inc. - \$500.00
- Winthrop, Inc. - \$500.00
- William A. & Margaret B. McConnell - \$1,000.00
- Mary C. Horrigan Revocable Trust - \$1,000.00
- Forum Group, LLC - \$1,000.00

Voted to approve and accept the donations to the New Library Building Fund as listed.

10. Acceptance of Donations to the Cemetery Committee

- Anonymous - \$65.50
- Anonymous - \$81.12
- Anonymous - \$103.75

Voted to approve and accept the donations to the Cemetery Committee as listed.

11. Acceptance of Donations to the Portsmouth Police Honor Guard

- Ms. McLaughlin - \$5.00
- Port City Nissan - \$300.00

Voted to approve and accept the donations to the Portsmouth Police Department as listed.

12. First reading of Ordinance amending Chapter 10, Article II, Section 10.202 – Location (2005 Zoning Map) – Voted to accept the recommendation of the Planning Board and pass first reading of the amended ordinance, as submitted, and hold a public hearing and second reading at the October 3, 2005 City Council meeting.

13. Letter from the Seacoast African American Cultural Center requesting to relocate the Center at the South Meeting House (currently known as the Children's Museum) when it becomes available – Voted to refer to the City Manager with power.
14. Letter from Joe Arnstein regarding wi-fi service expansion in Portsmouth – Moved to refer to the Economic Development Commission. Voted to amend the motion to forward a copy of the letter to the Cable Commission for consideration. Voted to pass main motion as amended.
15. Letter from Marie Beaupre truck traffic on Peverly Hill Road – Voted to refer to the Traffic & Safety Committee and City Attorney.
16. Letter from Alex McEachern regarding the City acquiring the Paul A. Dobles Reserve Center on Cottage Street if it becomes available – Voted to refer to the City Manager with power. Councilor Whitehouse requested that a copy of the letter be sent to the Economic Development Commission for review.
17. Letter from Jen Liallee, City Year New Hampshire requesting permission to hold the 2005-2006 City Year New Hampshire Opening Day on Friday, September 30th from 12:00 p.m. to 1:30 p.m. in Market Square – Voted to refer to the City Manager with power.
18. Letter from Sharon Jenkins Jones, Hurricane Katrina Benefit Concert Organizing Committee, requesting the city provide free parking at the Hanover Street parking lot for the concert being held on Saturday, September 17, 2005 from 6:00 p.m. – 8:00 p.m. at the St. John's Episcopal Church – Voted to refer to the City Manager with power.
19. Request for Approval of an Amendment to the Collective Bargaining Agreement between the City of Portsmouth and the Portsmouth Association of Clericals in Education – Voted to remove the aforementioned agreement from the table. On a roll call 7-2, voted to approve the amendment to the collective bargaining agreement between the City of Portsmouth and the Portsmouth Association of Clericals in Education as proposed. Assistant Mayor Grasso, Councilors Ferrini, Marchand, Pantelakos, Hynes, Reynolds and Mayor Sirrell voted in favor. Councilors Whitehouse and St. Laurent voted opposed.
20. Polling Hours for November 8, 2005 Municipal Election – Voted to set the polling hours from 8:00 a.m. to 7:00 p.m. for the Municipal Election on Tuesday, November 8, 2005.
21. Proposal by the Foundation for Seacoast Health Regarding the Placement of Temporary Signs in the Central Business District for a Health Related Walking Trail – Voted to accept the recommendation of the Planning Board to place six signs in an area largely encompassing the Central Business District subject to the aforementioned conditions.

Planning Board's Recommendations:

- 1) *That this year should serve as a trial period extending through to December 1st;*
 - *As such, these signs are temporary;*
 - *Sign locations shall be approved by Department of Public Works*
 - *Sign locations shall be limited to existing poles or posts;*
 - *Locations shall be limited to locations within the public right-of-ways;*
 - *All signs shall be removed by the Foundation for Seacoast Health at immediate conclusion of this trial period;*

- 2) *A scale mock up of the sign should be provided for review/recommendation by the Planning Board (completed);*
 - *Signs shall not contain any advertising (completed);*
 - *Signs shall be limited in size and appropriate to a walking trail (completed);*
 - *No pamphlets shall be provided at sign locations;*
 - *Any pamphlet distribution shall be limited to interior spaces [no open displays].*

Assistant Mayor Grasso requested that the City Manager provide a report back following the trial period addressing if the process was successful and if there were any problems.

Councilor Reynolds requested that the report back also include the status of the city's review to implement a system for signage in the city.

22. Report Back Re: Proposed Pedestrian Walkway Connecting Johnson Court through to the Municipal Complex along the Shore to the South Mill Pond – Voted to accept the recommendation of the Planning Board to authorize the City Manager to take the necessary steps in order to implement this proposed public walkway.

Planning Board Recommendations:

- *A determination of what approvals/permits may be required at the local, state, and federal levels;*
 - *The preparation of a land survey for the area under consideration;*
 - *Planning Board consideration of a subdivision for two or more lots that will include the consideration of waivers to street requirements;*
 - *Likely Board of Adjustment consideration of non-conforming lot(s); and,*
 - *City Council approval of the terms and conditions of the transaction, including the acceptance of a deed to the proposed walkway property.*
23. Acceptance of Easement from Joseph Scarlotto – Voted to authorize the City Manager to accept an easement from Joseph Scarlotto for drainage.

24. Donations to the Coalition Legal Fund – Voted to accept the contributions of \$310.00 from the Town of Easton; \$500.00 from the Town of Center Harbor; \$1,000.00 from the Town of Hampton Falls; \$1,000.00 from the Town of Rye; \$2,000.00 from the Town of North Hampton; \$2,500.00 from the Town of Newington; \$3,000.00 from the Town of Moultonborough and \$5,000.00 from the Town of Tuftonboro to be placed in the Coalition Legal Fund.
25. Appointments – The City Council considered the reappointment of Calvin Couch to the Portsmouth Housing Endowment Fund. This appointment will be voted on by the City Council at the October 3, 2005 City Council meeting.
26. Additional Appointment to the New Fire Substation Building Committee – Mayor Sirrell announced that she is appointing Councilor Raynolds to the New Fire Substation Building Committee.
27. Traffic & Safety Committee Action Sheet and Minutes of the August 11, 2005 meeting – Voted to approve and accept the Traffic & Safety Committee action sheet and minutes of the August 11, 2005 meeting. Assistant Mayor Grasso voted opposed.
28. Letter requesting the City Council view a videotape recorded by Mr. Tom Carroll regarding the operations at the Port at the October 3, 2005 City Council meeting – The City Council agreed to view the videotape in a Work Session prior to the regular City Council meeting on Monday, October 3, 2005 at 6:30 p.m. in Conference Room A.
29. Climate Change Report – The City Council reviewed the report provided by Councilor Raynolds.
30. Adjournment – At 9:30 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, City Clerk