

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON OCTOBER 1, 2007, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR MARCHAND, ASSISTANT MAYOR FERRINI, COUNCILORS GRASSO, DWYER, RAYNOLDS, PANTELAKOS, WHITEHOUSE, SMITH AND HYNES

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1. At 6:00 p.m., a Work Session was held with the Portsmouth Housing Authority Re: Re-Use of Lafayette School.
2. Voted to suspend the rules in order to conduct a Presentation regarding the Update on Water Treatment Plant Project.
3. Presentation – Update on Water Treatment Plan Project – Deputy Public Works Director Allen along with Matthew Valade, Project Manager and Tom Nardone, Principal Architect of Hazen and Sawyer provided a Design Progress Update on the Madbury Water Treatment Plant.
4. Mayor’s Awards – Portsmouth Listens – Facilitators – Mayor Marchand presented Mayor’s Awards and gifts to those individuals that participated as Portsmouth Listens Facilitators.
5. Presentation – Neighborhood Committee Update – Robin McIntosh, Chair of the Citywide Neighborhood Committee provided a brief presentation to the City Council on the activities and many projects held by the various neighborhoods in the City.
6. Acceptance of Minutes – September 17, 2007 – Voted to approve and accept the minutes of the September 17, 2007 City Council meeting.
7. Public Comment Session – There were six speakers: Harold Ecker (City Business); Joel Carp (Scrap Metal Traffic/Tool Library); George Hurtt, David Arrington, Carol Arrington (Newcastle Avenue Parking); and Peter Bresciano (Seacoast Adult Baseball League).
8. Public Hearing - Ordinance amending Chapter 6, Article XIII, Section 6.1305 – Prohibited Conduct – Vendor – Vending shall be prohibited after midnight and before 7:00 a.m. – Held a public hearing. Voted to deny second reading of the ordinance. Councilor Pantelakos voted opposed.
9. Public Hearing - Ordinance amending Chapter 16 by the addition of a new Article II entitled – Regulation of Discharges into Storm Water Drainage System – Held a public hearing. Voted to pass second reading and hold third and final reading at the October 15, 2007 City Council meeting.

10. Public Hearing - Resolution Authorizing the Borrowing Through the State Revolving Fund (SRF) Loan Program, A Bond Issue and/or Notes for Costs Related to the Rye Line Pump Station Upgrade not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000.00) – Held a public hearing. On a unanimous roll call 9-0, voted to adopt a bonding Resolution not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000.00) for the Rye Line Pumping Station Upgrades as submitted.
11. Acceptance of Grant to the Portsmouth Police Honor Guard from the Henry M. Freschette Memorial in the amount of \$1,000.00 – Voted to approve and accept the grant to the Portsmouth Police Department, as listed.
12. Acceptance of Grant to the Portsmouth Police Department from the Bureau of Justice in the amount of \$25,319.00 – Voted to approve and accept the grant to the Portsmouth Police Department, as listed.
13. Acceptance of Donation to the Portsmouth Explorer Post from K. Rollins in the amount of \$60.00 – Voted to approve and accept the donation to the Portsmouth Police Department, as listed.
14. Acceptance of Donation to the Portsmouth Explorer Post from the Wentworth Coolidge Commission, Inc., in the amount of \$50.00 – Voted to approve and accept the donation to the Portsmouth Police Department, as listed.
15. Consent Agenda – Voted to adopt the Consent Agenda, as presented.
  - A. Letter from Barbara Massar, Pro Portsmouth, Inc., requesting permission to hold First Night Portsmouth 2008 on Monday, December 31, 2007 (***Anticipated action – move to refer to the City Manager with power***)
  - B. Letter from Heidi Roy, National Multiple Sclerosis, requesting permission to hold the 2008 MS Walk on Saturday, April 19, 2008 from 10:00 a.m. (***Anticipated action – move to refer to the City Manager with power***)
  - C. Acceptance of Donation to the Coalition Legal Fund
    - Town of Lincoln - \$2,000.00

***(Anticipated action - move to approve and accept the donation as listed, to be placed in the Coalition Legal Fund)***
16. Authorization Re: Holiday Parade 2007 – Voted to authorize the City Manager to proceed with the 2007 Holiday Parade on Saturday, December 1, 2007 at 6:00 p.m.
17. Report Back Re: Acceptance of Wholey Way as a Public Street – Voted to accept the Planning Board's recommendation to accept Wholey Way as a public street.

18. Exemption from Shoreland Protection Act Re: Ceres/Bow Streets Improvements – Voted to authorize the City Manager to draft, and the Mayor to execute, a letter to the NH Department of Environmental Services requesting an exemption from the Shoreland Protection Act in order to move ahead with the development of the Riverwalk entryway and Ceres Street improvements in accordance with the information presented this evening. Councilor Whitehouse voted opposed.
19. Appointments to be Voted – Voted to reappoint Elias Abelson to the Board of Library Trustees until October 1, 2010. Voted to appoint John Rice to the Planning Board filling the unexpired term of Ray Will until December 31, 2008.
20. Resignation – Stephen Lichtenstein – Citizens Advisory Committee – Voted to accept with regret the resignation of Stephen Lichtenstein from the Citizens Advisory Committee.  
  
Councilor Whitehouse requested a letter of thanks and appreciation be sent to Stephen Lichtenstein for his years of service to the Citizens Advisory Committee.
21. Upcoming Appointment Vacancies for the month of October – Mayor Marchand announced that there is a vacancy for 1 member to the Board of Library Trustees.
22. Traffic & Safety Committee Action Sheet and Minutes of the September 13, 2007 meeting – Moved to approve and accept the action sheet and minutes of the September 13, 2007 Traffic & Safety Committee meeting. On a roll call vote 2-7, motion to remove Item 11 regarding 59 and 69 Newcastle Avenue from the action sheet and minutes of the September 13, 2007 Traffic & Safety Committee meeting *failed* to pass. Councilors Dwyer and Raynolds voted in favor. Assistant Mayor Ferrini, Councilors Grasso, Pantelakos, Whitehouse, Smith, Hynes and Mayor Marchand voted opposed. On a roll call 8-1, voted to approve the main motion to approve and accept the action sheet and minutes of the September 13, 2007 Traffic & Safety Committee meeting. Assistant Mayor Ferrini, Councilors Grasso, Raynolds, Pantelakos, Whitehouse, Smith, Hynes and Mayor Marchand voted in favor. Councilor Dywer voted opposed.
23. Miscellaneous/Unfinished Business – City Clerk Barnaby announced that the absentee ballots for the November 6, 2007 Municipal Election are currently available. City Clerk Barnaby also announced that the last day for individuals to change their party affiliation prior to the Presidential Primary will be on Friday, October 12, 2007.
24. Adjournment – At 9:45 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC  
City Clerk