

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON TUESDAY, FEBRUARY 18, 2014, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR LISTER, ASSISTANT MAYOR SPLAINE, COUNCILORS SHAHEEN, KENNEDY, LOWN, DWYER (via Conference Call), MORGAN, SPEAR AND THORSEN

1. At 6:00 p.m., a Work Session was held with the General Services Administration (GSA) regarding the Federal McIntyre Building and Property.
2. Acceptance of Minutes – November 18, 2013 and December 2, 2013 – **Voted** to approve and accept the minutes of the November 18, 2013 and December 2, 2013 City Council meetings.
3. Public Comment Session – There were 14 speakers: Charles McMahon (Saying Goodbye); Tom Carroll (Scrap Metal Damage to Market Street); Ralph DiBernardo (Upper Islington Street resurfacing & Sidewalks); Joe Caldarola (Budget, Firefighters and Fire Officers Contracts & Transportation); Rich DiPentima, Catherine DiPentima, Jane Sutherland, Matt Nania, Bob Gibbons, Pat Ford, Abdallah Alhamdam (Sea-3); Norm Olsen (Firefighter and Fire Officers Contracts); Mark Brighton (Budget); and Doug Bates (Federal Building).
4. Public Hearings – Resolution Increasing the Maximum Income Limit for Individuals Qualifying for the Elderly Real Estate Tax Exemption

Proposed increase of Elderly Exemption by 1.5%

Single	\$35,704.00 increase of \$528.00
Married	\$44,044.00 increase of \$651.00
Asset Limit of	\$119,016.00 increase of \$1,759.00

Held a public hearing. On a unanimous roll call 9-0, **voted** to adopt the Resolution, as presented.

5. Public Hearing - Resolution Increasing the Maximum Income Limit for Individuals Qualifying for the Disabled Real Estate Tax Exemption

Proposed increase of Disabled Exemption by 1.5%

Single	\$35,704.00 increase of \$528.00
Married	\$44,044.00 increase of \$651.00
Asset Limit of	\$119,016.00 increase of \$1,759.00

Held a public hearing. On a unanimous roll call 9-0, **voted** to adopt the Resolution, as presented.

6. Public Hearing - Resolution Authorizing a Supplemental Appropriation from Unassigned Fund Balance for necessary expenditures related to the anticipated Approval of Contractual Obligations Identified in the Fire Department Contracts of up to Ninety-Seven Thousand (\$97,000.00) Dollars – Held a public hearing. On a unanimous roll call 9-0, **voted** to adopt the Resolution, as presented.
7. First reading of Resolution Authorizing a Bond Issue of up to Three Million Five Hundred Thousand Dollars (\$3,500,000.00) related to the Design and Construction of the Hobbs Hill Landing Water Tank Replacement – On a unanimous roll call 9-0, **voted** to pass first reading and authorize the City Manager to bring back for public hearing and adoption of the proposed Resolution at the March 3, 2014 City Council meeting.
8. Consent Agenda – On a unanimous roll call 9-0, **voted** to adopt the Consent Agenda.
 - A. Letter from Holly Davis and Melissa Mikulski, Bottomline Technologies, requesting permission to hold an annual 4 mile Road Race to raise money and awareness in support of local charities on Saturday, September 20, 2014 at 8:30 a.m. (**Anticipated action – move to refer to the City Manager with power**)
 - B. Request for License from Aaron Smith, owner of The Fresh Press for property located at 90 Fleet Street for a projecting sign on an existing bracket (**Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Aaron Smith, owner of The Fresh Press for a projecting sign at property located at 90 Fleet Street and, further, authorize the City Manager to execute License Agreements 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 the 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**
9. Letter from Ralph and Linda DiBernardo regarding Islington Street project – On a unanimous roll call 9-0, **voted** to accept the letter and send it to the Public Works Director and City Manager for consideration in the Capital Improvement Plan for next year and further to consider the discussion this evening for interim steps regarding Islington Street with a report back to the City Council in 3 months.

10. Letter from Katharine Muth, New Hampshire Art Association (NHAA) requesting permission for the NHAA to host an En Plein Air event, "Hanging Out To Dry" where artists paint scenes in the open air on Saturday, July 19, 2014 from 9:00 a.m. – 3:00 p.m. at various locations throughout the City – On a unanimous roll call 9-0, **voted** to refer to the City Manager with power.
11. Proposed Action on Firefighters' Collective Bargaining Agreement – On a roll call 8-1, **voted** to approve the Firefighters' Collective Bargaining Agreement. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Dwyer, Morgan, Spear, Thorsen and Mayor Lister voted in favor. Councilor Lown voted opposed.
12. Proposed Action on Fire Officers' Collective Bargaining Agreement – On a roll call 8-1, **voted** to approve the Fire Officers' Collective Bargaining Agreement. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Dwyer, Morgan, Spear, Thorsen and Mayor Lister voted in favor. Councilor Lown voted opposed.
13. Adoption of Capital Improvement Plan (CIP) FY2015-2020 – On a roll call 8-1, **voted** to adopt the Capital Improvement Plan for FY2015-FY2020. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Lown, Dwyer, Morgan, Spear and Mayor Lister voted in favor. Councilor Thorsen voted opposed.
14. Request to Renew Lease Agreement for Sons of Italy On a unanimous roll call 9-0, **voted** to extend the Lease Agreement with the Sons of Italy at One Plains Avenue, for a period of one year from April 1, 2014 through March 31, 2015.
15. Proposed License Request from Wright Avenue, LLC RE: 67, 73, 77 State Street – On a unanimous roll call 9-0, **voted** to authorize the City Manager to negotiate and enter into a license with Wright Avenue, LLC to facilitate construction activities at 77 State Street, which includes a license fee of \$30.00 per parking space per day.
16. City Manager's Informational Item – SEA-3 Update – Assistant Mayor Splaine requested that SEA-3 be placed under his name for the March 3, 2014 City Council meeting agenda for an update.
17. Appointments to be Considered – The City Council considered the appointments listed below and action will be taken at the March 3, 2014 City Council meeting.
 - Dana Levenson reappointment to Economic Development Commission
 - Francesca Marconi Fernald reappointment to Peirce Island Committee
 - Chris Hubbard reappointment to Peirce Island Committee
 - Lisa Louttit reappointment to Peirce Island Committee
 - Steve Marison reappointment to Peirce Island Committee
 - John McVay reappointment to Peirce Island Committee
 - Robert Pollard reappointment to Peirce Island Committee
 - Richard Smith reappointment to Peirce Island Committee
 - Marc Stettner reappointment to Peirce Island Committee
 - Harold Whitehouse reappointment to Peirce Island Committee

- Peter Bresciano reappointment to Taxi Commission
- John Palreiro reappointment to Taxi Commission
- Dana Levenson reappointment to Trustees of the Trust Fund
- Cliff Lazenby appointment to Citywide Neighborhood Steering Committee
- Shelley Saunders (current alt) appointment to Conservation Commission
- R. Bruce Boley appointment to Library Trustee Board
- Jack Jamison appointment to Library Trustee Board
- Josh Denton appointment to Sustainable Practices Blue Ribbon Committee

18. Appointments to be Voted – On a unanimous roll call 9-0, **voted** to appoint Justin Finn to the Planning Board as an Alternate until December 31, 2015 filling the unexpired term of Elizabeth Moreau.

On a roll call 8-0, **voted** to appoint Gibson “Mike” Kennedy to the Portsmouth Housing Authority until April 1, 2015 filling the unexpired term of T. Stephen McCarthy. Councilor Shaheen abstained from voting on this appointment.

19. Appointment of Ken Smith to Chair Mayor’s Blue Ribbon Committee for the 2023 Quadri-centennial Celebration (Appointment of committee members to be determined) Mayor Lister advised the City Council that he is appointing Ken Smith as Chair of the Mayor’s Blue Ribbon Committee for the 2023 Quadri-centennial Celebration.

20. Resident Parking Review – Mayor Splaine withdrew this item until the March 3, 2014 City Council meeting.

21. Transportation Center – Councilor Kennedy withdrew this item until Juliet Walker, Transportation Planner, provides a presentation updating the City Council on Transportation matters.

22. Establish Transportation Committee (Discussion Purposes Only) – Councilor Kennedy requested that this item be placed on the agenda under her name for the March 3, 2014 City Council meeting.

23. On a unanimous roll call 9-0, voted to suspend the rules in order to continue the meeting beyond 10:00 p.m.

24. Request to Establish a Mayoral Blue Ribbon Committee to Research Conflict of Interest Reporting Requirements as prescribed by City Charter, and Report Back with Findings and Recommendations for further action – Councilor Thorsen stated this was for informational purposes.

25. Adjournment – At 10:15 p.m., **voted** to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC/CNHMC
City Clerk