

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, MAY 18, 2015, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

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

1. At 6:15 p.m., an Anticipated “Non-Meeting” with Counsel was held regarding Litigation/Mediation – RSA 91-A:2, I (b).
2. At 6:30 p.m., a Work Session was held regarding Proposed Charter Amendment allowing for Election of the Mayor.
3. Presentations – Art-Speak Annual State of the Arts Report and Request to Extend the Agreement between the City and Art-Speak – Nancy Carner, Economic Development Program Manager – Mike Teixeira, President of Art-Speak provided the Annual State of the Arts Report to the City Council and reviewed the various accomplishments made by Art-Speak over the last year. **On a unanimous roll call 9-0, voted to authorize the City Manager to Extend the Agreement from July 1, 2015 through June 30, 2016.**
4. Update Re: Doble Center, David Moore, Community Development Director – Director Moore provided an update regarding the Doble Center and when we could expect to take over the building.
5. Final Report of the Self Assessment of Fire Department Operations - Steve Achilles, Fire Chief ***(The following link on the City’s Website will allow you to view the Report):***http://www.cityofportsmouth.com/fires/PFD_Self_Assessment_FINAL-REPORT.pdf – Fire Chief Achilles provided an update on the Final Report of the Self Assessment of Fire Department Operations.
6. Acceptance of Minutes – May 4, 2015 & May 11, 2015 – **On a unanimous roll call 9-0, voted to accept the minutes of the May 4, 2015 and May 11, 2015 City Council meetings.**
7. Public Comment Session – There were 6 speakers: Merle White, (UBER); Roy Helsel (Garage & Walkability of City); James Murphy (Albacore Parking Lot) Mark Brighton (Tax Rate); John Prochilo and Julia Lison (Wastewater Treatment Plant).
8. Public Hearing - Ordinance the Zoning Map by rezoning the following lots from Industrial (I), Office Research (OR) or Municipal (M) to Gateway (GW):
 - Assessors Map 163, Lots 33, 34 and 37;
 - Assessors Map 165, Lots 1, 2 and 14;
 - Assessors Map 172, Lots 1 and 2;
 - Assessors Map 173, Lots 2 and 10;

and including Cate Street between Hodgson's Brook and Bartlett Street; and amending the Zoning Ordinance as follows:

- Article 7, Section 10.730 – Gateway Planned Development:
 - Amend Section 10.734.20 – Lot Requirements, by establishing front yard standards relative to streets other than Lafayette Road;
 - Amend Section 10.734.33 by modifying the maximum building height standards;
 - Insert a new Section 10.734.40 – Workforce Housing Incentives, to allow increased building height and building length, and to allow parking to be located in a required front yard or between a principal building and a street, for a Gateway Planned Development that contains 10% or greater workforce housing units.
- Article 15 – Definitions:
 - Amend Section 10.1530 – Terms of General Applicability, by inserting definitions of “workforce housing” and “workforce housing unit.”

Held a public hearing. On a unanimous roll call 9-0, voted to continue the public hearing and postpone the vote on second reading to the City Council meeting on June 1, 2015 until after the Planning Board has worked on the Workforce Housing portion of this Ordinance.

9. Consent Agenda – On a unanimous roll call 9-0, voted to adopt the Consent Agenda.

- A. Acceptance of Police Department Grants:
 - NH Highway Safety for DWI/DUI Patrol Grant - \$8,580.00
 - NH Highway Safety for Sobriety Checkpoints Grant - \$6,864.00
 - NH Highway Safety for Pedestrian Patrols Grant - \$6,292.00
 - NH Highway Safety for Enforcement Patrols Grant - \$6,292.00
 - NH Highway Safety to Address Red Light Running Grant - \$6,292.00

(Anticipated Action – move to approve and accept the grants to the Portsmouth Police Department)
- B. Request for License from Brendin McCord, owners of Bennett's Store for property located at 41 Congress 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 Brendin McCord, owners of Bennett's Store for a projecting sign at property located at 41 Congress 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***

C. Request for License from Shore Gregory, owners of ROW 34 for property located at 5 Portwalk Place for 1 projecting sign on new bracket on Hanover Street at corner of Portwalk Place (***Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Shore Gregory, owners of ROW 34 for 1 projecting sign at property located at 5 Portwalk Place at corner of Hanover 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***

10. Letter from John Prochilo, CEO of Northeast Rehabilitation Hospital regarding concerns with Wastewater Treatment Facility “Option 2” – **On a unanimous roll call 9-0, voted to accept and place letter on file.**
11. Request for Approval of Parking Lot Agreement Re: Albacore Lot – City Manager Bohenko withdrew this item from the agenda.
12. Peirce Island Wastewater Treatment Facility Recommendation – **On a roll call 7-2, voted to reaffirm the City Council’s vote of April 8, 2013 to move forward with the Peirce Island Wastewater Treatment Facility Upgrade. Assistant Mayor Splaine and Councilor Kennedy voted opposed.**
13. *Councilor Shaheen left the conference call at 9:55 p.m. and no longer participated in the meeting.*
14. **Voted to suspend the rules in order to continue the meeting briefly beyond 10:00 p.m.**

15. Appointments to be Voted – Voted to appoint Matthew Cardin to the Conservation Commission as a Regular member until April 1, 2018; appointment of Kimberly Meuse to the Conservation Commission as a Regular member until April 1, 2018; appointment of Kate Zamarchi to the Conservation Commission as a Regular member until April 1, 2017. Ms Zamarchi is filling the unexpired term of Elissa Stone; appointment of Adrienne Harrison to the Conservation Commission as an Alternate until April 1, 2017. Ms. Harrison is filling the unexpired term of Matthew Cardin who is now a Regular member of the Commission. The appointment of Samantha Wright to the Conservation Commission as an Alternate until April 1, 2016. Ms. Wright is filling the unexpired term of Kimberly Meuse who is now a Regular member of the Commission; reappointment Carl Diemer to the Recreation Board until April 1, 2018, and appointment of Patrick Moretti to the Zoning Board of Adjustment as a Regular member until December 1, 2019. Mr. Moretti is filling the expired term of Suzanne Chamberlin. Councilor Morgan voted opposed to the appointment of Mr. Moretti as a regular member to the Zoning Board of Adjustment.

16. Arranging an Interactive Work Session for PS21 Topics on the Search for Walkability, On-Street Parking, and Street Flow & Parking Update: Transportation Patterns and On Street Parking Increased in Accordance with out visiting Parking Experts – Assistant Mayor Splaine and Councilor Kennedy requested a work session in September or October to discuss this matter.

17. Miscellaneous/Unfinished Business – Councilor Kennedy announced on May 27th the Historic District Commission will be having a site walk of the Harborcorp Project and invited all to attend.

18. Adjournment – At 10:30 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, MMC, CMC, CNHMC
City Clerk