

TO: KAREN CONARD, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN AT THE PORTSMOUTH CITY COUNCIL MEETING HELD IN THE EILEEN DONDERO FOLEY COUNCIL CHAMBERS ON MONDAY, APRIL 18, 2022

PRESENT: MAYOR McEACHERN, ASSISTANT MAYOR KELLEY, COUNCILORS TABOR, DENTON, MOREAU, BAGLEY, LOMBARDI, BLALOCK AND COOK

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1. On a unanimous roll call 9-0, **voted** to adjourn the Non-Public Session and seal the minutes.
2. Acceptance of Minutes – March 21, 2022, April 4, 2022 and April 6, 2022 – **Voted** to accept and approve the minutes of the March 21, 2022, April 4, 2022 and April 6, 2022 City Council meetings.
3. Naming of Connors Cottage in recognition of lifelong resident former Mayor and former Portsmouth Housing Authority Director Timothy “Ted” Connors – On a unanimous roll call 9-0, **voted** to suspend the rules to bring forward Item XI. A.3. - Naming of Connors Cottage.
4. **Voted** to suspend the rules in order to allow Craig Welch, Executive Director of Portsmouth Housing Authority to speak regarding Mr. Connors and his service to the City as former Executive Director of the Portsmouth Housing Authority and his work as an historic preservationist of buildings.
5. Naming of Connors Cottage – On a unanimous roll call 9-0, **voted** that the City is in accord with the request of the Cottage Senior Housing Limited Partnership to rename the former 1895 Building at the Municipal Complex “Connors Cottage” and to erect appropriate signage to that effect.
6. Public Comment Session – There were six speakers: Bob Lister/Tom Kaufhold (Bench Donation); Arthur Clough (Meaningful Proclamations); Mark Brighton (Ethics); Kelly Weinstein (Community Campus Field/Turf); Rick Becksted (Demolition Committee); and Bill Downey (McIntyre).
7. On a unanimous roll call 9-0, **voted** to suspend the rules to bring forward Item XIII. B. - Presentation regarding Proposed Cargo Facility at Pease by Paul Brean, PDA Executive Director.
8. Presentation regarding Proposed Cargo Facility at Pease – PDA Executive Director Brean provided a detailed review regarding the history of Pease from 1988 to present. He reported that the PDA is governed by a board of directors with 7 members appointed to 3 year terms. He announced that he has served as Executive Director since July 2020, having served as PDA Deputy Director / Airport Manager prior to that time. He addressed the 4.86 million square feet of commercial/industrial space that has been developed and informed the Council of the 250+ companies at Pease, which employ 10,500 direct hires. He spoke to the \$700 million estimated annual wage base paid, \$16 million estimated BPT and Rooms & Meals taxes to the state with \$7.5 million paid to the City under the Municipal Services Agreement in 2021. He further addressed interest in aeronautical growth and development, in addition to interest in potential air cargo development.

In conclusion, Director Brean reported as of this date, there are no air cargo development proposals currently before the PDA Board. He further indicated when and if proposals are made, they will come to the PDA in a public meeting and the land use review process will play out from there through multiple public meetings.

9. On a unanimous roll call 9-0, **voted** to suspend the rules to bring forward Item XIII C. – Presentation by Cemetery Committee regarding Headstone Cleaning Project.
10. Presentation by Cemetery Committee regarding Headstone Cleaning Project – Cemetery Committee member Chris Benecick provided the presentation on North Cemetery Phase I Improvement Project. He reviewed the Mission Statement of the Committee: *“To restore, preserve, and safeguard Portsmouth’s historic cemeteries and their history for future generations.”* He spoke to the preservation of cemeteries, which is remembering lives once lived. He reported that the North Cemetery was established in 1753, covering approximately 1.5 acres and containing over 400 graves. The North Cemetery was placed on the National Register of Historical Places in 1978 and stated the cemetery is a jewel that must be polished and protected to maintain its historic significance. He reviewed some of the people that are important in history, which are buried in the cemetery – John Langdon, William Whipple, Abraham Issac, Pomp and Candace Spring, and Robert Greenough. He announced that the Headstone Cleaning Project will be done on May 7, 2022 from 9:00 a.m. to Noon with a rain date of May 14, 2022. He discussed the cleaning process and said the project work will be supervised by Michael Griffin of the Cemetery Committee and John Lord of the NH Old Graveyard Association, both of whom are recognized as having the requisite experience and skills in this work. In conclusion, he indicated that Department of Public Works will supply the materials needed for the project.
11. Public Hearing – To Authorize the City Manager to Apply for, Accept and Expend the Coronavirus State and Local Fiscal Recovery Funds through the American Rescue Plan Act of 2021 in the amount of \$6,440,140.00, subject to the Terms and Conditions of the Offer and Rules and Regulations Pertaining Thereto – Held a public hearing. **Voted** to authorize the City Manager to apply for, accept and expend the Coronavirus State and Local Fiscal Recovery Funds through the American Rescue Plan Act of 2021 in the amount of \$6,440,140.00 subject to the Terms and Conditions of the Offer and Rules and Regulations Pertaining Thereto.
12. Public Hearing/Adoption of Resolutions – Resolution Appropriating Five Million Two Hundred Sixty Thousand Dollars (\$5,260,000.00) from American Rescue Plan Act (ARPA) Grant to pay costs associated with the Multi-Purpose Fields Lighting and related expenses at the fields, Citywide Sidewalk Reconstruction, Citywide Street Paving, Management and Rehabilitation, Islington Street Phase 2 Project, and the payment of costs incidental and related thereto

That Five Million Two Hundred Sixty Thousand Dollars (\$5,260,000.00) is Appropriated to pay costs associated with the Multi-Purpose Fields Lighting and related expenses at the fields, Citywide Sidewalk Reconstruction, Citywide Street Paving, Management and Rehabilitation, Islington Street Phase 2 Project and for the Payment of all costs incidental and related thereto. That to meet this Appropriation up to \$5,260,000.00 shall be utilized from the ARPA

That Resolution #14-2018 Adopted by the City Council on July 9, 2018, Authorized Borrowing by the City of up to Three Million Four Hundred Thousand Dollars (\$3,400,000.00) for the cost related to the Construction of Multi-Purpose Recreation Fields. The City will use ARPA Grant Funds on the unused balance of the Borrowing Authority in the amount of Five Hundred Sixty Thousand Dollars (\$560,000.00) which is hereby Discharged and Rescinded

That Resolution #14-2019 Adopted by the City Council on July 15, 2019, Authorized Borrowing by the City of up to Ten Million Five Hundred Fifty Thousand Dollars (\$10,550,000.00) for the cost related to City Street, Sidewalk Upgrades, Bridges and Facility Improvements of the Borrowing Authority in the amount of Two Million Four Hundred Thousand Dollars (\$2,400,000.00) which is hereby Discharged and Rescinded

That Resolution #17-2021 Adopted by the City Council on August 2, 2021, Authorized Borrowing by the City of up to Thirteen Million Three Hundred Thousand Dollars (\$13,300,000.00) for the cost related to the Prescott Park Master Plan Implementation, City Street and Sidewalk Upgrades. The City will use ARPA Grant Funds on the unused balance of the Borrowing Authority in the amount of Two Million Three Hundred Thousand Dollars (\$2,300,000.00) which is hereby Discharged and Rescinded – Held a public hearing. **Voted** to adopt the resolution as presented.

13. Public Hearing/Adoption of Resolutions – Resolution Appropriating Ten Million Dollars (\$10,000,000.00) to pay costs of Acquiring the Community Campus from the Foundation for Seacoast Health, including the payment of costs Incidental and Related Thereto

That Ten Million Dollars (\$10,000,000.00) is Appropriated to pay costs of Acquiring the Community Campus from the Foundation for Seacoast Health, and for the payment of all costs Incidental and Related Thereto, and that to meet the Appropriation, (I) Up to One Million Five Hundred Seventy Six Thousand One Hundred Seventy-Nine Dollars and Thirty Cents (\$1,576,179.30) shall be transferred from available funds, and (II) The City Treasurer, with the approval of the City Manager is authorized to Borrow up to Eight Million Four Hundred Twenty Three Thousand Eight Hundred Twenty Dollars and Seventy Cents (\$8,423,820.70) Under and Pursuant RSA 33 (The Municipal Finance Act), or Pursuant to any other Enabling Authority, and to Issue Bonds or Notes of the City Therefor

That Resolution #26-2021 Adopted by the City Council on December 20, 2021 is hereby Rescinded and of No Further Force or Effect – On a unanimous roll call 9-0, **voted** to adopt the resolution as presented.

14. Cemetery Committee Headstone Cleaning Project – **Voted** that the City Council authorize the expenditure of up to \$2,500.00 from the Historic Cemetery Trust to cover the costs of the headstone cleaning project.
15. Approval of Seacoast Eat Local Farmers' Market Agreement for 2022 Season – **Voted** to authorize the City Manager to execute the License Agreement as presented, allowing Seacoast Eat Local to operate a Farmers' Market at the Municipal Complex on Saturdays from May 7, 2022 through November 5, 2022.
16. Public Health Profile and Needs Assessment – **Voted** to obligate \$65,000.00 in ARPA funds towards a Public Health Profile and Needs Assessment.

17. Request for Public Hearing Regarding SOBOW Square, LLC Settlement – **Voted** to authorize the City Manager to bring back for public hearing and adoption, the proposed Supplemental Appropriation Resolution for the settlement agreement between the City of Portsmouth and SOBOW Square LLC, and costs associated with design and engineering related to the McIntyre property, as presented, for the May 2, 2022 City Council meeting.
18. **Voted** to suspend the rules in order to allow Attorney Colby Gamester to address the City Council regarding the Water Service Access Easement for Property Located at 410 Portsmouth Road in Greenland.
19. Water Service Access Easement for Property Located at 410 Portsmouth Road in Greenland – **Voted** to authorize the City Manager to negotiate and accept an Access Easement for Water Services for 410 Portsmouth Ave, LLC in substantially similar form to that attached as Exhibit D and contained in the City Council packet.
20. Consent Agenda – **Voted** to adopt the Consent Agenda.
  - A. Eversource Petition and Pole License Request:
    - Installation of 2 poles on Mirona Road #63-0694  
***(Anticipated action – move to refer to the City Manager with Authority to Act)***
  - B. Letter from Ken La Valley, Out of the Darkness Walk Committee, requesting permission to hold the Out of the Darkness Walk on Saturday, September 17, 2022 from 8:30 a.m. to Noon starting at Peirce Island ***(Anticipated action – move to refer to the City Manager with Authority to Act)***
21. Email Correspondence – **Voted** to accept and place on file.
22. Petition from State Street residents and neighbors regarding maintaining the historic brick sidewalks in the West End – **Voted** to refer to the City Manager and Public Works Director Rice for report back.

The City Council requested a report back regarding the cost difference between brick and concrete, any safety issues that may exist with the type of material used, funding mechanisms, and advance notice to the neighborhoods regarding the report back.
23. Appointments to be Considered – The City Council considered the appointments listed below that will be acted upon at the May 2, 2022 City Council meeting.
  - Appointment of Michael Griffin to the Portsmouth Housing Authority
  - Reappointment of Robert Bogardus to the Recreation Board
  - Reappointment of Kory Sirmaian to the Recreation Board
24. Appointments to be Voted – **Voted** to appoint Lynn Vaccaro to the Conservation Commission filling the unexpired term of Andrew Samonas until April 1, 2023, appointment of Celeste Brooks to the Cemetery Committee until December 31, 2023, and Jody Record to the Library Board of Trustees filling the unexpired term of Maryellen Burke until October 1, 2022.

25. Land Use Committee Regulatory Work Plan – **Voted** to request that City Council approve the 2022 regulatory work plan and to send Phase One draft regulatory amendments to the Planning Board for review and recommendation back to the City Council at which point first reading can be scheduled.
26. Public Dialogue Session Re: Budget – **Voted** to schedule a Public Dialogue Session in May to discuss the city budget with community members.
27. A. Acceptance of Donation to the Skateboard Park  
• Brenda Prindiville - \$1,025.00  
**(Sample motion – move to approve and accept the donation to the Skateboard Park as presented)**
- B. Acceptance of Donation to the Senior Center  
• Portsmouth Garden Club Award - \$300.00  
**(Sample motion – move to approve and accept the donation to the Senior Center from the Portsmouth Garden Club for the creation of a “reading garden” in the front of the Senior Center as presented)**
- C. Acceptance of Reimbursement to the Senior Center Program from the State of NH  
• State of New Hampshire \$14,896.00  
**(Sample motion – move to approve and accept the reimbursement to the Senior Center Program from the State of New Hampshire as presented)**
- Voted** to approve and accept the donations as presented and the reimbursement to the Senior Center Program from the State of New Hampshire as presented.
28. Adjournment – At 9:15 p.m., **voted** to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, MMC/CNHMC  
City Clerk