

TO: KAREN CONARD, CITY MANAGER

FROM: VALERIE FRENCH, DEPUTY CITY CLERK

RE: ACTIONS TAKEN AT THE PORTSMOUTH CITY COUNCIL MEETING HELD IN THE EILEEN DONDERO FOLEY COUNCIL CHAMBERS ON MONDAY, DECEMBER 5, 2022

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

ABSENT: COUNCILOR LOMBARDI

1. **An Anticipated Non-Public Session was held Re: Consideration of Legal Advice – RSA 91-A: 3, II (I) was held at 6:30 p.m. - Voted** to close the Non-Public Session and seal the minutes.
2. Acceptance of Minutes –September 19, 2022, October 3, 2022 and October 17, 2022 – **Voted** to approve and accept the minutes of the September 19, 2022, October 3, 2022 and October 17, 2022 City Council meetings.
3. **Voted** to suspend the rules to move Presentation Items XIII A and XIII B up on the Agenda.
4. Presentation – COVID Response Task Force – Recovery Solutions – A presentation was given by Laurie Waltz and Whitney Brown of the COVID Response Task Force. **Voted** to extend the COVID Response Task Force for 6 months.
5. Presentation – PNH 400 update – A presentation was given by Valerie Rochon Chair the PNH 400 Committee.
6. **Voted** to suspend the rules to move Councilor Blalock Item XV – D.1 up on the Agenda.
7. Portsmouth Skatepark Fundraising Update and Acknowledgements – Amy-Mae Taylor Court and Rich Duddy of the Skateboard Park Blue Ribbon Committee recognized Shawn McDonald and Anna Nuttall both of whom have donated their time and talents to the Skateboard Park fundraising efforts.
8. Public Comment Session – There were 8 speakers: Paige Trace (McIntyre); Roy Helsel (Electric Charging Stations); Petra Huda (Committee membership); Rick Becksted (Reminder); Bill Downey (Holiday Parking); Ken Goldman (via zoom) (Pilot Parking Program); Barbara Massar (via zoom) (Arts/non-profit Cultural Plan subcommittee) Zelita Morgan (Various)
9. Public Hearing/Second Reading of Ordinance amending Chapter 12 and Chapter 15 – City’s Building Code – Public Hearing held with no speakers. **Voted** to pass second reading with 2 minor amendments as recommended by Building Inspector Wolph and hold a third and final reading at the December 14, 2022 City Council meeting.
10. Public Hearing/Second Reading of Ordinance amending Chapter 5, Article I – Fire Department, Section 5.101 – Personnel and Article IX – Fire Code – Public Hearing held with no speakers. **Voted** to pass second reading and hold third and final reading at the December 14, 2022 City Council meeting.

11. Third and final reading of Ordinance amending Chapter 1, Article IV – Commission and Authorities, Section 1.412 – Public Art Review Committee – **Voted** to pass third and final reading of the Ordinance as presented.
12. Third and final reading of Ordinance amending Chapter 1, Article XVII – Funding of Public Art, Section 1.1704 – Exemption and Section 1.1707 – Funding Accepted – **Voted** to pass third and final reading of the Ordinance as presented.
13. City Manager Item 1 – Sale of Surplus Equipment – **Voted** to authorize the sale of the surplus equipment as presented.
14. City Manager Item 2 – Release of Funds from the 400th Anniversary Trust – **Voted** to authorize the release of \$7,500 from the 400th Anniversary Trust to Portsmouth NH 400 Inc.
15. City Manager Item 3 – Access Easement for Water Services for 41 Salem Street – **Voted** to grant the City Manager the authority to accept the Access Easement for Water Services from the Bonza Builders, LLC as presented.
16. City Manager Item 4 – Sewer and Driveway Turnaround Easements for Property Located at 77 Meredith Way – **Voted** to authorize the City Manager to grant and record a sewer easement to Randi and Jeff Collins and to accept and record a turnaround easement from Randi and Jeff Collins in substantially similar form to the easement deeds contained in the agenda packet.
17. Consent Agenda – **Voted** to adopt the Consent Agenda.
 - A. Letter from Jennie Halstead, Executive Director of My Breast Cancer Support, requesting permission to hold the 15th Annual Celebrate Pink 5k Walk & Run on Sunday, September 17, 2023 (**Anticipated action – move to refer to the City Manager with Authority to Act**)
 - B. Letter from Tina Sawtelle, The Music Hall, requesting approval for the closure of Chestnut Street and live music for Live Under the Arch 2023 between Friday, June 30, 2023 and Sunday, September 3, 2023 (**Anticipated action – move to refer to the City Manager with Authority to Act to issue license for events**)
18. Letter from Alissa Gumprecht, Director of Development and Communications for Cross Roads House, requesting permission to place tables in front of North Church in conjunction with vigil being held on December 21, 2022 – **Voted** accept and place on file with recommendation for organization to request through North Church.
19. Email Correspondence – **Voted** to accept and place on file.
20. Appointments to be Considered – The following applicants were considered for appointment to the Arts and Nonprofits Committee Cultural Plan Subcommittee and will be acted upon by the City Council at the December 14, 2022 meeting:
 - Alan Chace
 - Jeffrey Cooper
 - Ellen Fineberg
 - Gerardo Gonzalez
 - Tom Kaufhold
 - Amanda Kidd-Kestler

- Robin Lurie-Meyerkopf
- John Mayer
- Karen Rosania
- Emma Stratton
- Karen Battles (Alternate)
- Suzanne Danforth (Alternate)
- Ed Simeone (Alternate)

21. Appointment to be Voted – Appointment of David Rheame to the Zoning Board of Adjustment – **Voted** to appoint David Rheame to the Zoning Board of Adjustment filling expired term of Jim Lee to December 1, 2027. *Councilor Moreau recused from vote.*
22. Councilor Denton – Approval of 2023 City Council May Budget Meeting Schedule – **Voted on a 5-3 roll call vote** to schedule full day department budget presentations work session during the day on Monday, May 15, 2023. *Assistant Mayor Kelley, Councilors Tabor and Cook voted opposed.*
23. Councilor Moreau Item 1: – **Motion** to extend the Neighborhood Pilot Program through June 30, 2023, for the purpose of developing, adopting and implementing ordinance changes to create a neighborhood parking program for downtown adjacent areas. This effort would specifically include the development of a program for the neighborhood from Cornwall to Bridge Street which is currently in the pilot program **FAILED on a 1-7 roll call vote.** *Councilor Moreau voted in favor.*
24. Parking and Traffic Safety Committee Action Sheet and Minutes of the October 6, 2022 meeting (Tabled at the November 14, 2022 City Council meeting) – **Voted** to approve and accept the action sheet and minutes of the October 6, 2022 Parking and Traffic Safety Committee meeting.
25. Parking and Traffic Safety Committee Action Sheet and Minutes of the November 3, 2022 meeting – **Voted** to approve and accept the action sheet and minutes of the November 3, 2022 Parking and Traffic Safety Committee meeting.
26. Councilor Bagley Item 3 - Holiday Parking Enforcement – **Voted** to implement free on-street parking for up to Three Hours from Saturday, December 17th through Monday, December 26th in Celebration of the Holiday Season.
27. Donation to the Cemetery Committee from Kerry and Peter Rubenstein for Cemetery Projects - \$2,001.38 – **Voted** to approve and accept the donation from Kerry and Peter Rubenstein for Cemetery Projects in the amount of \$2,001.38.
28. McIntyre Update – City Manager Conard gave a brief update on the status of the McIntyre project and informed the public that a memo from City Attorney Morrell as well as a draft of the Community Plan has been posted to the City website in the revised City Council packet. She indicated that they may be coming back with a request for \$150,000.00 supplemental appropriation to cover estimated expenses to continue the process.
29. Report Back on Funding for Greater Portsmouth Recovery Ready Community Coalition – **Voted** to release \$60,000 in FY22 surplus Welfare funding to the Greater Portsmouth Recovery Ready Community Coalition.
30. Report Back on Outdoor Dining - City Manager Conard stated that this will be brought back for a presentation at the December 14, 2022 City Council Meeting. Councilor Tabor requested a traffic count for the 2 streets that have a forced one-way as part of this program.

31. Adjournment – At 11:00 p.m., **voted** to adjourn.

Respectfully submitted:

Valerie A. French
Deputy City Clerk