CITY COUNCIL MEETING

MUNICIPAL COMPLEX, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, PORTSMOUTH, NH DATE: MONDAY, FEBRUARY 6, 2023 TIME: 5:30 PM

Members of the public also have the option to join the meeting over Zoom, a unique meeting ID and password will be provided once you register. To register, click on the link below or copy and paste this into your web browser:

https://us06web.zoom.us/webinar/register/WN XMNrFB4RTHmokkAJc15iWQ

5:30 PM – ANTICIPATED NON-PUBLIC SESSIONS ARE BEING HELD IN CONFERENCE ROOM A

- 1. COLLECTIVE BARGAINING AGREEMENT WITH PORTSMOUTH NON-SUPERVISORY CAFETERIA PERSONNEL RSA 91-A:3, II (a)
- 2. PORTSMOUTH SUPERVISORY MANAGEMENT ALLIANCE MEMORANDUM OF UNDERSTANDING RE: ASSISTANT CHIEF OPERATOR RSA 91-A:3, II (a)
- 3. CONSIDERATION OF LEGAL ADVICE RSA 91-A:3, II (I)

AGENDA

- *Regular portion of City Council meeting to begin at 7:00 p.m.
- I. WORK SESSION THERE IS NO WORK SESSION THIS EVENING
- II. PUBLIC DIALOGUE SESSION [when applicable every other regularly scheduled meeting] N/A
- III. CALL TO ORDER [7:00 p.m. or thereafter]
- IV. ROLL CALL
- V. INVOCATION
- VI. PLEDGE OF ALLEGIANCE

PROCLAMATION

- 1. Black History Month
- VII. ACCEPTANCE OF MINUTES OCTOBER 24, 2022; NOVEMBER 1, 2022 AND NOVEMBER 14, 2022
- VIII. RECOGNITIONS AND VOLUNTEER COMMITTEE REPORTS
- IX. PUBLIC COMMENT SESSION (This session shall not exceed 45 minutes) (participation may be in person or via Zoom)
- X. PUBLIC HEARINGS AND VOTE ON ORDINANCES AND/OR RESOLUTIONS

<u>Public Hearing – Capital Improvement Plan (CIP):</u>

- A. CAPITAL IMPROVEMENT PLAN (CIP) FY 2024-2029
 - **PRESENTATION** (Presentation was held at the January 18, 2023 Work Session)
 - CITY COUNCIL QUESTIONS
 - PUBLIC HEARING SPEAKERS
 - ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS

(Action on CIP will take place at the March 6, 2023 City Council meeting)

Public Hearing – Second Reading of Ordinance:

- B. Public Hearing/Second Reading of Ordinance amending Chapter 1, Article XVII, Section 1.1705 – Public Art Funds
 - PRESENTATION

"Anticipated Amendment by Councilor Cook to amend section 1.1705(A) to add after "unless the City Council votes otherwise" the following additional language "to redirect the funds for other public art purposes."

- CITY COUNCIL QUESTIONS
- PUBLIC HEARING SPEAKERS
- ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS

(Sample motion - move to pass second reading, as amended and schedule third and final reading at the February 21, 2023 City Council meeting)

XI. CITY MANAGER'S ITEMS WHICH REQUIRE ACTION

CITY MANAGER CONARD

City Manager's Items Which Require Action:

- 1. Approval of Amendment to Memorandum of Understanding for Professional Services Between Coalition Communities 2.0 and an Update from the CC2 Joint Board
- 2. *Request for Public Hearing Regarding Elderly & Disabled Exemptions
- 3. Request for Public Hearing Regarding All Veterans and Optional Veterans Tax Credit Re-Adoption and Increase from \$500.00 to \$750.00

XII. **CONSENT AGENDA**

(Proper Motion for Adoption of Consent Agenda – move to adopt the Consent Agenda)

Request from Diana Tranique, TresDiana, to install a Projecting Sign at 55 Congress Α. Street (Anticipated action - move to approve the aforementioned Projecting Sign License as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement 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 projecting sign, for any reason, shall be done at 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

- B. Letter from Cullen Madden, Millennium Running, requesting permission to hold the Eastern States 20 Miler & Half Marathon on Sunday, March 26, 2023 (Anticipated action – move to refer to the City Manager with Authority to Act)
- C. Letter from Lindsay Gilbert, Cystic Fibrosis Foundation, requesting permission to hold the CF Cycle for Life on Saturday, July 15, 2023 (Anticipated action – move to refer to the City Manager with Authority to Act)
- D. Letter from Rich Clyborne, Gundalow Company, requesting permission to hold the Round Island Regatta at the Robert P. Sullivan Boat Ramp area at Peirce Island on Saturday, August 19, 2023 from 1:00 p.m. to 5:00 p.m. (Anticipated action – move to refer to the City Manager with Authority to Act)
- E. Letter from Nik Uhlir, Portsmouth Little League, Inc., requesting permission to affix signage in the form of banners at the Plains and Hislop fields during the 2023 baseball season. Further, requesting permission to maintain signage to the rear of the Plains scoreboard (Anticipated action – move to refer to the City Manager with Authority to Act)
- F. Letter from Hershey Hirschkop, Seacoast Outright, requesting permission to annual Portsmouth PRIDE Celebration on Saturday, June 24, 2023 (Anticipated action – move to refer to the City Manager with Authority to Act)

XIII. PRESENTATIONS AND WRITTEN COMMUNICATIONS

- A. Email Correspondence (Sample motion – move to accept and place on file)
- B. Letter from Perry Silverstein regarding equitable cost for outdoor dining (Sample motion – move to accept and place on file)

XIV. MAYOR McEACHERN

- 1. *Ethics Committee Drawing by Lot
- 2. Appointments to be Considered to the Public Arts Review Blue Ribbon Committee:
 - Paul Burke
 - M. Christine Dwyer
 - Ellen Fineberg
 - Beth Hartnett
 - Jen Meister
 - Alyssa Murphy
 - Nancy Pearson
 - A. Robert Thoresen
 - Robert White
 - Mara Witzling
- 3. *Appointments to be Voted:
 - Appointment of Anna Howard to the Economic Development Commission, alternate
 - Appointment of Anne Hayes to the COVID Response Task Force Blue Ribbon Committee
- 4. Acceptance of Resignations:
 - Tania Marino from the COVID Response Task Force
 - Franco DiRienzo as an Alternate from the Planning Board

5. *Report Back on the Neighborhood Meeting at Sherburne School (Sample motion move to refer to the Land Use Committee for a report back to the City Council)

XV. **CITY COUNCIL MEMBERS**

ASSISTANT MAYOR KELLEY

1. *EDC Update

B. COUNCILOR TABOR

1. 4.5% increase in total budgeted expenditures as a guideline for FY24 budgeting process (Sample motion – move to adopt a figure of 4.5% increase in total expenditures as guidance for the FY24 budget, excluding IT ramp up costs)

COUNCILOR BAGLEY AND COUNCILOR COOK C.

1. Outdoor Dining Policy Updates for Sidewalk Dining (Sample motion – move to adopt the changes in your agenda packet to the newly adopted Outdoor Dining Policy)

XVI. APPROVAL OF GRANTS/DONATIONS

- Α. *Acceptance of 2023 NH Moose Plate Grant - \$20,000.00 (Sample motion - move to accept the New Hampshire State Conservation Committee funds and authorize the City Manager to enter into a contract with the New Hampshire State Conservation Committee, Department of Agriculture, Markets and Foods)
- Application for Membership As A Certified Local Government (Sample motion move B. to support the City submitting the application to the CLG Program administered by the Division of Historic Resources)

XVII. CITY MANAGER'S INFORMATIONAL ITEMS

- 1. *McIntyre Update
- 2. Outdoor Dining Administrative Purview
- 3. Report Back on Little Bay Waterline Project
- 4. Portsmouth Sewer Water Rates Compared to other Municipalities

XVIII. MISCELLANEOUS BUSINESS INCLUDING BUSINESS REMAINING UNFINISHED AT PREVIOUS MEETING

Citywide Neighborhood Committee Meeting – December 14, 2022 Minutes 1.

ADJOURNMENT [at 10:30 p.m. or earlier]

*Indicates verbal report

KELLI L. BARNABY, MMC/CNHMC CITY CLERK

The Council Chambers City Hall Portsmouth, New Hampshire

A Proclamation

Whereas:

The celebration of Black History in America was created by Dr. Carter G. Woodson in 1926 as a week-long commemoration that has become Black History Month. Dr. Woodson chose the second week in February because it contained the birthdays of two major influences in Black life at the time: Abraham Lincoln (February

12) and Frederick Douglass (February 14); and

Whereas:

February is observed throughout the nation as Black History

Month with special programs and events; and

Whereas:

The stories of African and African-American residents are woven deep in the fabric that is Portsmouth: since the first African was brought here in 1645, through those who were buried in the African Burying Ground in the 1700s and 1800s; and through to the robust African-American community of today; and

Whereas:

In June 15, 2020, the Portsmouth City Council passed a Resolution which declared Portsmouth to be a Racial Justice

Municipality; and

Whereas:

We stand proudly with the Seacoast NAACP, the Seacoast African American Cultural Center, the Black Heritage Trail of New Hampshire, BIPOC and many others who celebrate the

deep history of Africans and African-Americans in

Portsmouth; and

Whereas:

We are resolved "to affirm the City's commitment by hosting resources, providing helpful pathways to additional resources, alerting employees and board/commission members to training opportunities, and identifying ways to advance dialogues with

stakeholders for racial justice."

Now, therefore, I, Deaglan McEachern, Mayor of the City of Portsmouth, on behalf of the members of the City Council and the citizens of Portsmouth, do hereby proclaim the month of February 2023 in Portsmouth, New Hampshire as

Black History Month

and urge all citizens to improve our record of equity and inclusion and be welcoming of diversity throughout our community.

Given with my hand and the Seal of the City of Portsmouth, on this 6th day of February, 2023

Death McKachern, Mayor of Portsmouth

CITY COUNCIL MEETING

MUNICIPAL COMPLEX

PORTSMOUTH, NH TIME: 7:00PM DATE: MONDAY, OCTOBER 24, 2022

Councilor Moreau moved to close the Non-Public Sessions and seal the minutes. Seconded by Councilor Cook and voted.

III. **CALL TO ORDER**

Mayor McEachern called the meeting to order at 7:00 p.m.

IV. **ROLL CALL**

PRESENT: Mayor McEachern, Assistant Mayor Kelley, Councilors Tabor, Denton, Moreau,

Bagley, Lombardi, Blalock, and Cook

٧. INVOCATION

Mayor McEachern asked everyone to join in a moment of silent prayer.

Councilor Denton announced that Veterans Day Ceremonies will be held at Goodwin Park beginning at 11:00 a.m.

Mayor McEachern thanked Councilors Denton and Lombardi for their service to the country.

VI. PLEDGE OF ALLEGINANCE

Mayor McEachern led in the Pledge of Allegiance to the Flag.

VIII. RECOGNITIONS AND VOLUNTEER COMMITTEE REPORTS

(There are no items under this section of the agenda this evening)

IX. **PUBLIC COMMENT SESSION**

Mayor McEachern said he strongly believes in a Public Comment Session but asked that everyone be respectful of their comments and honor the city that we love.

Nicole LaPierre spoke opposed to the Parking and Traffic Safety Committee meetings being held in the mornings because it limits public participation. She spoke to data showing people in favor of the Neighborhood Parking Program. She indicated that the recent data does not provide a clear picture, as there is a correlation between the PILOT and people paying to park. She stated there is zero incentive for people to purchase parking passes.

Michelle Wirth spoke opposed to the parking plan and said it is not fair and equally economical for all residents.

<u>Petra Huda</u> said the Council has run out of options with the Audit Committee. She expressed her opposition to the ongoing changes being made to the Audit Committee.

<u>Chris White</u>, Audit Committee Chair, stated at the last Council meeting the triple A bond rating was discussed. He said that the rating agencies do not look at internal controls.

<u>Sue Polidura</u> said the Audit Committee ordinance has been changed every time it has been through readings. She stated that Council has not allocated time to have comments based upon the changes.

<u>Paige Trace</u> said the city works on an issue of trust between the City Council and residents. She stated when residents are told that a drawing will not change and then the drawing changes that is when trust issues come in.

<u>Esther Kennedy</u> spoke regarding City Council Rule 43 that is coming forward. She said Rule 43 should provide more opportunity for public comment. She said residents should be informed and she does not know why the Audit Committee Ordinance has changed.

<u>Ken Goldman</u> spoke to the Neighborhood Parking Program and said the survey conducted was flawed. He said this was a six month PILOT Program in the beginning and it is not effective.

<u>Zelita Morgan</u> spoke regarding the CIP and said we need to keep in mind the process for regulating and following RSA's. She addressed the Audit Committee ordinance and asked what the City Council is trying to accomplish. She stated that in her opinion it is not an efficient process. She spoke to Rule 43 and said she is a strong advocate of the public comment session.

<u>Craig Welch</u>, Executive Director of Portsmouth Housing Authority, stated over the last several months the Housing Authority has been working on a housing needs assessment and looking at population growth. He provided copies of the study to the City Council for their review. He stated the Ruth Lewin Griffin building is the largest extension of affordable housing and provided statistics of those living in the new building. Mr. Welch reported that 270 people remain on the wait list.

Mayor McEachern said one of the most wonderful moments was having city employees move into the new building.

X. PUBLIC HEARING AND VOTE ON ORDINANCES AND/OR RESOLUTION

First Reading of Ordinances:

A. First reading of Ordinance amending Chapter 1, Article IV – Commission and Authorities, Section 1.412 – Public Art Review Committee

Councilor Cook moved to pass first reading and schedule a public hearing and second reading at the November 14, 2022 City Council meeting. Seconded by Councilor Tabor.

Councilor Cook reported that this is the first of two ordinances we are looking at for public art. She said the Governance Committee had a thorough review of this ordinance and recommends it passes first reading.

Councilor Tabor said this is replacing what Art Speak did in the past. He stated we have the 1% for arts for public buildings but there needs to be a body that reviews art that is slated to go into those buildings.

Motion passed.

B. First reading of Ordinance amending Chapter 1, Article XVII – Funding of Public Art, Section 1.1704 – Exemption and Section 1.1707 – Funding Accepted

Councilor Lombardi moved to pass first reading and schedule a public hearing and second reading at the November 14, 2022 City Council meeting. Seconded by Councilor Cook.

Councilor Cook said this is the second ordinance and it is the existing ordinance with minor changes.

Motion passed.

Third and Final Reading of Ordinances:

C. Third and final reading of Ordinance amending Chapter 10, Article 5A, Section 10.5A21B, Amend Map For Building Height Standards, Incentive Overlay Districts, Sections 10.5A21.20 – Building Height Standards, Section 10.5A21.21 & 10.5A21.22, Section 10.5A43.32 – Building and Story Heights, Section 10.1530 – Terms of General Applicability

Councilor Moreau moved to pass third and final reading, and adopt the Ordinance. Seconded by Councilor Lombardi.

Councilor Moreau said all civic districts were removed and if the map is different we will make the necessary changes.

Motion passed.

D. Third and final reading of Ordinance amending Chapter 1, Article IV, Section 1.414 – Commissions and Authorities

Councilor Tabor moved to pass third and final reading, and adopt the Ordinance as presented. Seconded by Councilor Blalock.

Councilor Bagley spoke to the process of the Governance Committee and what was brought forward. He stated he wants to keep the three qualified people on the committee. He said the GFOA blue book said members shall be of the governing body.

Mayor McEachern said he would support the ordinance. He stated the Audit Committee must be independent. He said changes were made to make sure all voices on the City Council would have an equal voice on the committee. He expressed support for the motion.

Councilor Tabor said residents elected us as oversight of the city and to make sure the audit is done every year and that is a City Council job.

Motion passed. Councilor Denton voted opposed.

XI. CITY MANAGER'S ITEMS WHICH REQUIRE ACTION

A. CITY MANAGER CONARD

1. Approval of Employment Contract with Assistant Fire Chief Gionet

City Manager Conard recommended the Council approval the Employee Contract with Assistant Fire Chief Gionet.

Councilor Denton moved to approve the proposed agreement as presented. Seconded by Assistant Mayor Kelley and voted.

2. Approval of Employment Contract with Deputy Chief of Police Maloney

City Manager Conard said this is an agreement with Deputy Chief of Police Maloney and asked the Council for its approval.

Councilor Lombardi moved to approve the proposed agreement as presented. Seconded by Councilor Blalock and voted.

3. Approval of Collective Bargaining Agreement with Portsmouth Supervisory and Management Alliance

City Manager Conard reported this is an agreement with Portsmouth Supervisory and Management Alliance which has been outlined in the memorandum contained in your packet.

Councilor Blalock moved to approve the proposed agreement as presented. Seconded by Assistant Mayor Kelley and voted.

4. Approval of Collective Bargaining Agreement with Association of Portsmouth School Administrators

City Manager Conard said the agreement has been outlined in the information provided within your packet.

Councilor Moreau moved to approve the proposed agreement as presented. Seconded by Councilor Cook and voted.

5. Approval of Collective Bargaining Agreement with Portsmouth Association of Clerical Employees

City Manager Conard said the agreement is outlined in the information provided within your packet.

Assistant Mayor Kelley moved to approve the proposed agreement as presented. Seconded by Councilor Blalock and voted.

6. Request for Public Hearing regarding Bonding Authorization for Purchase of Fire Apparatus

City Manager Conard reported that the public hearing would be held at the next City Council meeting regarding the purchase of fire apparatus. She reported the equipment will be delivered in July 2024 and we will make the first payment in 2026.

Councilor Tabor moved to hold a public hearing and vote for a borrowing authorization of up to Eight Hundred Thousand Dollars for the purchase of a new Fire Apparatus at the November 14, 2022 City Council meeting. Seconded by Councilor Bagley.

Councilor Bagley said this is great initiative to bring forward this request at this time.

Councilor Blalock thanked Fire Chief McQuillen for bring this matter forward now and not waiting.

Motion passed.

7. Request for First Reading of Amendments to Chapters 12 & 15, The City's Building Code Ordinances

City Manager Conard said first reading would be held at the November 14, 2022 City Council meeting. She said this is to clean up the code and Building Inspector Wolfe is available to answer questions this evening.

Building Inspector Wolfe reported the various codes were updated by the State and we are looking to combine Chapter 12 and Chapter 15. He said at the December 5, 2022 public hearing he would make a presentation of the changes.

Councilor Moreau moved to schedule first reading of new City Building Codes (Chapter 12 as rewritten) for the November 14, 2022 City Council meeting. Seconded by Councilor Cook.

Councilor Tabor asked if this is a clean-up, or our way of asking for more changes beyond the State Code.

City Manager Conard said there will be key information in the electrical code. She stated we are going from a 22 page ordinance to a 5 page ordinance and getting rid of redundancies. She advised the Council we will not endorse new changes, with the exception of electrical that will be more restrictive than the State Code. City Manager Conard said we will be offering a safer code and methods for residents.

Mayor McEachern said he looks forward to the new code book.

Motion passed.

8. Request for First Reading of Amendments to Chapter 5, Article I – Section 5.101 and Chapter 5, Article IX – Fire Code

City Manager Conard said first reading of the Fire Code is coming forward at the next meeting, and it was last amended three years ago. She advised the City Council we will adopt the International Fire Code and hold a joint public informational session on changes November 21, 2022.

Councilor Blalock moved to schedule first reading of amendments to Chapter 5 for the November 14, 2022 City Council meeting. Seconded by Assistant Mayor Kelley and voted.

9. Request for First Reading of Amendments to Chapter 1, Article IV, Section 1.408 – Currently titled Cable Television and Communications Commission

City Manager Conard said that this ordinance would change the name of the Commission and first reading would be held at the next City Council meeting,

Councilor Lombardi moved to schedule first reading on these proposed changes to Chapter 1, Article 1.408, at the City Council meeting of November 14, 2022. Seconded by Councilor Cook.

Deputy City Manager/Deputy City Attorney Woodland advised the City Council that the commission would like to encourage more investment in infrastructure and be the voice for more opportunities.

Mayor McEachern said he would like to ask that we schedule no more than 2 public hearings in an evening in order to allow for adequate time for public participation.

Motion passed.

XII. CONSENT AGENDA

Assistant Mayor Kelley moved to remove Item C – Letter from the New England BIPOC Festival Committee from the Consent Agenda. Seconded by Councilor Tabor and voted.

A. Request from Lilly Mullen, Springers Jewelers, to install a Projecting Sign at 100 Market Street (Anticipated action - move to approve the aforementioned Projecting Sign License as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement 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 projecting sign, for any reason, shall be done at 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
- B. Request from Mariah Morgan, Stout Heart, LLC, to install a Projecting Sign at 205 Market Street (Anticipated action move to approve the aforementioned Projecting Sign License as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement 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 projecting sign, for any reason, shall be done at 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
- D. Letter from Anna Emerson, Big Brothers Big Sisters New Hampshire, requesting permission to hold the 13th Annual Stiletto Sprint on Saturday, September 23, 2023 from 1:00 p.m. to 4:00 p.m. with the closure of Pleasant Street (Anticipated action move to refer to the City Manager with Authority to Act)

Councilor Cook moved to adopt the Consent Agenda. Seconded by Councilor Tabor and voted.

C. Letter from the New England BIPOC Festival Committee requesting permission to hold the 3rd annual NEBIPOC Festival on Sunday, September 24, 2023 in Market Square with the closure of Pleasant Street from the intersections of Pleasant Street and Court Street to Pleasant Street and Congress Street (Anticipated action – move to refer to the City Manager with Authority to Act)

Assistant Mayor Kelley said she would not vote on Item C because she is the founder of the festival.

Councilor Cook moved to refer to the City Manager with Authority to Act. Seconded by Councilor Moreau.

Mayor McEachern said in the future, he would like to see the festival held it in the downtown.

Motion passed. Assistant Mayor Kelley abstained from voting on this matter.

XIII. PRESENTATIONS AND WRITTEN COMMUNICATIONS

A. Email Correspondence

Assistant Mayor Kelley moved to accept and place on file. Seconded by Councilor Moreau and voted.

B. Letter from Philip Miller regarding a Children's Theater at the Community Campus

Councilor Tabor moved to accept and place on file. Seconded by Councilor Blalock and voted.

XIV. MAYOR McEACHERN

1. CIP Subcommittee Announcement

Mayor McEachern said this was designed to be a working group and he is appointing Councilors Tabor, Moreau and Blalock to the CIP Subcommittee. He said we reached out for more input and received a great deal of feedback. He stated that there is a learning opportunity to discuss process and creating this allows for open dialogue.

2. Portsmouth 400th Committee

Mayor McEachern said he would like a report back on the upcoming events for the 400th.

Councilor Moreau moved to request a report back from the Portsmouth 400th Committee. Seconded by Assistant Mayor Kelley.

Councilor Moreau said there is a website listing the events and information regarding the 400th. She said for all those interested the website is www.PNH400.org.

City Manager Conard reported that you can sign up for updates and she is adding Sean Clancy to the 400th Committee.

3. Resignation of Arthur Parrott from the Zoning Board of Adjustment

Mayor McEachern said it is with a heavy heart to accept the resignation of Arthur Parrott from the Zoning Board of Adjustment. He thanked Arthur on behalf of the City Council and City of Portsmouth for all of his years of service.

Councilor Moreau said Arthur has served on multiple boards and expressed her heartfelt thanks to him.

- 4. Appointments to be Considered:
 - Appointment of Stewart Sheppard to the Conservation Commission
 - Appointment of Brian Gibb as an Alternate to the Conservation Commission
 - Appointment of Assistant Mayor Kelley to the DOT Public Advisory Committee for Route 1 Bypass
 - Appointment of Marylou McElwain to the DOT Public Advisory Committee for Route 1 Bypass
 - Appointment of Anne Weidman as a regular member of the Economic Development Commission
 - Appointment of Charles Doleac to the Task Force to Study Private/Public Historical
 - Archive
 - Appointment of Kristen Peterson to the Task Force to Study Private/Public Historical Archive
 - Appointment of Emma Stratton to the Task Force to Study Private/Public Historical Archive
 - Appointment of Thomas Watson to the Task Force to Study Private/Public Historical Archive
 - Appointment of Lawrence Yerdon to the Task Force to Study Private/Public Historical Archive

The City Council considered the appointments outlined above and action will take place at the November 14, 2022 City Council meeting.

- 5. Appointments to be Voted:
 - Reappointment of Everett Eaton to the Economic Development Commission
 - Reappointment of Thomas Watson to the Economic Development Commission
 - Appointment of Richard Candee to the Task Force to Study Private/Public Historical Archives
 - Appointment of Susan Sterry to the Task Force to Study Private/Public Historical Archives
 - Appointment of Thomas Hardiman, Jr. to the Task Force to Study Private/Public Historical Archives
 - Appointment of Katinka de Ruiter to the Board of Library Trustees
 - Reappointment of Janaki Fonseka to the Board of Library Trustees

Councilor Moreau voted to reappoint Everett Eaton and Thomas Watson to the Economic Development Commission until October 1, 2026; appointment of Richard Candee, Susan Sterry, Thomas Hardiman to the Task Force to Study Private/Public Historical Archives; appointment of Katinka de Ruiter and reappointment of Janaki Fonseka to the Board of Library Trustees until October 1, 2025. Seconded by Councilor Blalock and voted.

XV. CITY COUNCIL MEMBERS

A. COUNCILOR TABOR

1. Update on Community Power

Councilor Tabor announced the Portsmouth Energy Advisory Committee and Rye Energy Committee will be hosting NHSaves Button Up Workshop on Winter Energy Efficiency on Thursday, November 3, 2022 at the Portsmouth Public Library in the Levenson Room. He also announced that the Committee is working on developing a logo.

B. COUNCILOR MOREAU

1. Proposal for a Residential Parking Program for the Islington Creek Neighborhood

Councilor Moreau moved to suspend the rules to allow Councilor Bagley to speak on this item prior to Councilor Moreau. Seconded by Councilor Denton and voted.

Councilor Bagley said it may make sense to pull Item 1 under his name forward.

Councilor Tabor moved to suspend the rules to bring forward the Parking and Traffic Safety Committee Action Sheet and Minutes of the October 6, 2022 meeting. Seconded by Councilor Blalock and voted.

C. COUNCILOR BAGLEY

1. Parking and Traffic Safety Committee Action Sheet and Minutes of October 6, 2022

Councilor Bagley move to accept and approve the action sheet and minutes of the October 6, 2022 Parking and Traffic Safety Committee meeting. Seconded by Assistant Mayor Kelley.

Mayor McEachern said to accept this motion would be to end the Neighborhood Parking Program for Islington Creek.

Councilor Bagley said the program will end on December 4, 2022.

City Manager Conard said it was the intent of Parking and Traffic Safety to give notice and make any adjustments to the program prior to December 4th.

Councilor Bagley said Parking and Traffic Safety wants to give the City Council the right to make any changes.

City Attorney Morrell said if the Council accepts the minutes you are accepting the recommendation of Parking and Traffic Safety.

Councilor Bagley refined the original motion to accept and approve the action sheet and minutes with the PILOT Program schedule to end on December 4, 2022. Seconded by Councilor Moreau.

Councilor Bagley spoke to the actions of the Parking and Traffic Safety Committee and how they felt regarding ending the program.

Councilor Bagley moved to table the Parking and Traffic Safety Committee action sheet and minutes of the October 6, 2022 meeting until the November 14, 2022 City Council meeting. Seconded by Councilor Blalock and voted.

Action Items Needing Approval by City Council:

 Taxi Stands, request to report back on removal of taxi only parking spots downtown and across the city, by City Council

Councilor Bagley moved to eliminate all taxi stands except in front of Tuscan Steakhouse. Seconded by Assistant Mayor Kelley.

Councilor Bagley said we currently have six spaces designated as taxi stands but we currently have one taxi company in operation. He said he would like to review grandfathering the Taxi Company. Mayor McEachern said that is a matter for Parking and Traffic Safety Committee to consider.

Motion passed.

Morning Street, request to restrict parking at Woodbury Avenue intersection, by resident

Councilor Bagley moved to install No Parking Here to Corner signs 30 feet from Woodbury Avenue. Seconded by Councilor Moreau and voted.

 Neighborhood Parking Program, discussion and recommendation of program fee to the Fee Committee

Councilor Bagley moved to end the pilot program on December 4, 2022, and to present the framework by the Parking Director as recommended by Parking and Traffic Safety Committee. Seconded by Councilor Moreau.

Discussion followed regarding this matter. Mayor McEachern said Parking and Traffic Safety Committee no longer wants to continue with a program and we need to make a decision.

On a unanimous roll call 9-0, motion passed.

B. COUNCILOR MOREAU

1. Proposal for a Residential Parking Program for the Islington Creek Neighborhood

Councilor Moreau said some people are against the program. She said we need to look at a framework for all neighborhoods and be unique to the neighborhood. She would like to look at what a parking management program would look like in the City.

Discussion followed regarding charging a fee per month, street boundaries, violations, etc. Councilor Moreau said she would like feedback from the City Council.

Councilor Bagley said these programs come in many different varieties and proposed to schedule a work session on this matter.

Councilor Cook spoke in favor of a work session. She said this is not the only neighborhood with parking challenges and who should be included in this session. She stated this requires more discussion.

Councilor Tabor said it feels like we are moving forward and a work session make sense.

Mayor McEachern said we could poll the City Council tomorrow and notice the work session to be held some time in November.

Councilor Blalock moved to schedule a Work Session at a date in November regarding a Parking Management Program. Seconded by Assistant Mayor Kelley and voted.

C. COUNCILOR BAGLEY

2. Discussion of Council Rule 43 – Public Comment Session

Councilor Bagley spoke to changes he feels are necessary to public comment. He stated the opportunity for a public comment session is not a right.

Discussion followed regarding ways to modify the public comment session, possibly looking at bringing it into the electronic age. The matter of criticisms by the public of employees was discussed and that the City Council is happy to take criticisms because they ran for the office but employees should not be criticized during public comment session.

Mayor McEachern said former Assistant Mayor Splaine brought the public comment session forward 17 years ago. He said we want to hear public comment and the City Council is always listening.

D. COUNCILOR COOK

1. Deletion of City Council Policy #2014-02 – Policy Regarding Public Art

Councilor Cook reported that we would delete the first policy and its language to establish a standing committee for public review. She reviewed the recommended changes are outlined in the packet.

She stated she would not be making a motion this evening on a new policy but would introduce a new policy at third and final reading of the ordinance change.

Councilor Cook moved to delete City Council Policy #2014-02 regarding Public Art and adopt City Council Policy #2022-02 regarding Public Art Referral and Acquisition Policy. Seconded by Councilor Blalock and voted.

XVI. APPROVAL OF GRANTS/DONATIONS

A. Acceptance of Donation to the Cemeteries from Valerie Cunningham In Memory of Esther Whipple Mullinaux - \$20.00

Assistant Mayor Kelley moved to approve and accept the donation as presented. Seconded by Councilor Moreau and voted.

B. Acceptance of Donation to the Cemeteries from Karen McDonnell - \$150.00

Assistant Mayor Kelley moved to approve and accept the donation to the Cemeteries. Seconded by Councilor Bagley and voted.

C. NH State Library Moose Plate Conservation Grant - \$9,682.00

Assistant Mayor Kelley moved to approve and accept the grant from the New Hampshire State Library in the amount of \$9,682.00. Seconded by Councilor Blalock and voted.

D. Acceptance of Donation from Fire Department - \$300.00

Councilor Blalock moved to approve and accept the donation as presented. Seconded by Councilor Cook and voted.

E. Acceptance of Housing Navigator Grant - \$250,000.00

Councilor Moreau moved to approve and accept the grant as presented. Seconded by Assistant Mayor Kelley.

Councilor Moreau extended thanks and appreciation to Planning Director Zendt for working to receive this grant.

Motion passed.

XVII. CITY MANAGER'S INFORMATIONAL ITEMS

1. McIntyre Update

City Manager Conard reported that we are past the 50% design stage and tours have been held with general contractors to provide cost estimates of the building. She stated we expect to receive as many as 5 estimates in the middle of November on what it will cost to build. She informed the Council that we have had our third regular check-in that occurs every 90 days with the GSA and we

are still anticipating a December Council vote to approve the submission of a packet to the National Park Service.

2. Household Hazardous Waste Collection Day – Saturday, November 12, 2022

City Manager Conard announced that Household Hazardous Waste Collection Day will be held on Saturday, November 12, 2022.

3. Report Back regarding Worth Lot Agreement

City Manager Conard advised the Council at a previous meeting, Mr. Peter Weeks, on behalf of the Worth Condominium Association was looking to have a matter resolved and asked for a presentation in front of the City Council. City Manager Conard reported that the matter has been solved administratively. She advised the Council that the City and the Condo Association have reached an agreement for the monthly rate and hours of enforcement for those reserved spaces for the remainder of the term. City Manager Conard informed the Council that Mr. Weeks does not need to make a presentation before the Council as both parties are satisfied with the agreement.

XVIII. MISCELLANEOUS BUSINESS INCLUDING BUSINESS REMAINING UNFINISHED AT PREVIOUS MEETING

Mayor McEachern announced that Councilors Denton, Moreau and Tabor will be serving on the newly formed Audit Committee with Councilor Tabor serving as Chair.

Councilor Blalock announced that the Recreation Needs Study Input Session will be held on Wednesday, November 16, 2022 at 6:00 p.m. at Community Campus.

Councilor Cook announced for the 29th year in a row our Finance Department has received Certificate of Achievement for Financial Reporting. She said we need to recognize how outstanding our Finance Director and her team are. We also received for the 5th year an award for our Popular Finance Annual Reporting (PAFR) which we only created in the last 5 years.

Councilor Lombardi inquired on the status of the relinquishment of the Robert J. Lister Academy. Mayor McEachern said we would have a Work Session on this matter and we will act upon this at the November 14, 2022.

XIX. ADJOURNMENT

Levis Barnaby

At 9:45 p.m., Councilor Moreau moved to adjourn. Seconded by Assistant Mayor Kelley and voted.

KELLI L. BARNABY, MMC/CNHMC

CITY CLERK

SPECIAL CITY COUNCIL MEETING

MUNICIPAL COMPLEX PORTSMOUTH, NH

DATE: TUESDAY, NOVEMBER 1, 2022 TIME: 6:00PM

I. CALL TO ORDER

Mayor McEachern called the meeting to order at 6:00 p.m.

II. ROLL CALL

PRESENT: Mayor McEachern, Assistant Mayor Kelley, Councilors Tabor, Denton (6:03 p.m.),

Moreau, Bagley, Lombardi, Blalock, and Cook

III. PUBLIC HEARING AND ADOPTION OF RESOLUTION:

A. RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION FROM UNASSIGNED FUND BALANCE FOR THE SETTLEMENT AGREEMENT BETWEEN THE CITY OF PORTSMOUTH AND DEER STREET ASSOCIATES AND AFFILIATES - \$500,000.00

- PRESENTATION
- CITY COUNCIL QUESTIONS
- PUBLIC HEARING
- ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS

City Attorney Morrell spoke to the agreement with DSA regarding providing 68 spaces in the Foundry Garage and Lot 2 to be conveyed to the city. She reviewed the construction easements and history of this case. She stated that building permits were issued to DSA. She reported to settle the law suit we would pay DSA \$500,000.00 and the agreement releases liability. City Attorney Morrell advised the Council that they're considering the appropriation of the funds and the adoption of the Resolution, which requires a two-thirds vote.

Councilor Tabor asked as part of the agreement DSA will pay \$145,000.00 for improvement over lot 2.

Mayor McEachern asked if there were changes in the terms for the \$145,000.00 we agreed to be completed before the garage. City Attorney Morrell said it was contemplated that the improvements would be made and completed before this time. She said \$145,000.00 can be spent up to three years.

Mayor McEachern opened the public hearing and called for speakers.

<u>Rick Becksted</u> thanked the City Attorney for providing the background information on this matter. He stated in March of 2020 that the City Council voted on the agreement and authorized the City Manager to implement the agreement. He stated a new agreement came before the Council because DSA refused the agreement.

<u>Petra Huda</u> thanked Mayor McEachern for not playing the blame game. She said the City Council of 2016/2017 was in breach of the agreement. She read the agreement and what needed to happen with the transfer of parking spaces. She said that a Certificate of Occupancy was issued and up to this point not a shovel has been put in the ground.

<u>Rick Becksted</u> said the agreement was signed in 2020 of September and the City Council was supposed to receive Lot 2 or \$800,000.00. He stated the City Council was contacted in 2020 that a force majeure was declared for two years. He is interested in finding out where the agreement was held up. He said during his term on the Council the Council was aware in negotiations that parking spaces could be used as collateral with no objections. He urged the City Council to say no, and not pay DSA any funds.

<u>Paige Trace</u> said the force majeure is something beyond the control of any of us during the pandemic. She asked what made Mr. Rogers capable of making the force majeure, the past City Attorney called it an agreement not a contract. Ms. Trace said that it was a bad agreement as stated by former City Attorney Sullivan. She urged the Council to think long and hard on spending \$500,000.00. She stated the Council gave Mr. Rogers the spaces and tried to make a good deal with him and he thumbed his nose at the Council.

<u>Petra Huda</u> said as a resident and taxpayer, the question remains, why was the lawsuit not dropped when the City Council gave away the parking spaces. She asked why we are now paying \$500,000.00 for something the city should have traded for.

<u>Peter Weeks</u> said the city spent \$5,000,000.00 to buy this property and the mistake made was the city turning into post-closing agreement. He said it is not fair that the city pay \$500,000.00, but you have been advised that in court it would cost more than \$500,000.00 to settle this matter. He said you should make public that the City Attorney recommended to make an agreement for \$500,000.00. Mr. Weeks urged the City Council that it is wrong to approve this appropriation.

With no further speakers, Mayor McEachern closed the public hearing.

Councilor Bagley said we signed a settlement agreement and the City Council can speak freely on this matter.

City Attorney Morrell said outside counsel was engaged and it was clear we would have attorney fees at approximately \$500,000.00

Councilor Bagley spoke to the history of this matter which he gained prior to being elected to the Council. He spoke to the history of this matter from when he was not serving on the Council. He spoke to what transpired at the November 16, 2020 Council meeting where a robust discussion occurred. He said the agreement could be a little better but there is no way out of this, we had to pay. Councilor Denton asked if we can appropriate funds for the \$145,000.00. City Manager Conard said the language in the Resolution is from bond counsel and would not recommend making changes. She said the funds are held in an account for that purpose.

Councilor Tabor said none of us want to spend this money. He stated a law suit is really expensive and if the city had gone to trial we would spend \$500,000.00 in fees and there would be no obligation to the \$145,000.00. He said we urged the former City Council not to vote down the parking agreement.

Councilor Denton moved to adopt the Resolution as presented. Seconded by Assistant Mayor Kelley.

Councilor Blalock said this is the best choice for the city and least expensive.

Councilor Denton said part of him wanted to let this go to court and let the former City Council be deposed, but that would have been reckless because it is the most unreasonable path.

Mayor McEachern asked if this ends any legal hold on documents. City Attorney Morrell said it would release discovery documents. Mayor McEachern stated if the city has a contract with a developer and the city breaches that contract, we are liable. He said we must honor the contract or figure a way out of the contract limiting our exposure. He said the community space we are gaining is valuable to the city and the City Council.

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

IV. ADJOURNMENT

Levis Barnaby

At 6:50 p.m., Councilor Blalock moved to adjourn. Seconded by Councilor Denton and voted.

KELLI L. BARNABY, MMC/CNHMC

CITY CLERK

CITY COUNCIL MEETING

MUNICIPAL COMPLEX

PORTSMOUTH, NH TIME: 7:00PM DATE: MONDAY, NOVEMBER 14, 2022

Councilor Moreau moved to close the Non-Public Sessions and seal the minutes. Seconded by Councilor Tabor and voted.

III. **CALL TO ORDER**

Mayor McEachern called the meeting to order at 7:10 p.m.

IV. **ROLL CALL**

PRESENT: Mayor McEachern, Councilors Tabor, Denton, Moreau, Bagley, Lombardi, Blalock,

and Cook

Assistant Mayor Kelley ABSENT:

V. INVOCATION

Mayor McEachern asked everyone to join in a moment of silent prayer in memory of Lincoln Soldati who recently lost his 4 ½ year battle with cancer.

VI. PLEDGE OF ALLEGINANCE

Mayor McEachern led in the Pledge of Allegiance to the Flag.

VIII. RECOGNITIONS AND VOLUNTEER COMMITTEE REPORTS

(There are no items under this section of the agenda this evening)

IX. **PUBLIC COMMENT SESSION**

Marylou McElwain expressed concern with the intersection at Maplewood Avenue signal turning green while the cross walk light is activated. She said that this is a dangerous situation that needs to be addressed immediately before someone is hurt.

Christopher Burns spoke to the city taking over and preserving the flag pole at 238 Deer Street. He stated the pole needs to be restored and cared for.

Zelita Morgan thanked the City Clerk and her team for their work with the elections. She spoke to the importance of active listening. She addressed the Governance Committee meeting on Monday's in the morning which does not allow for public participation.

Mark Brighton spoke regarding everyone having the right to speak.

<u>Liza Hewitt</u> said David Rheamue sitting on the Zoning Board of Adjustment is a conflict, because his wife sits on the City Council and the Planning Board. She expressed her displeasure with the discussions regarding ADU proposed changes. She said it was 8 ½ minutes of initials and acronyms and feels it deserves more thorough discussion and explanations.

<u>Paige Trace</u> urged the City Council and residents to watch the Land Use Committee discussions regarding proposed land use changes. She said that this is about process and transparency matters when it comes to changes.

<u>Rick Becksted</u> spoke on the Land Use Committee and said it was confusing and numbers were provided with no maps. He said you need to have a map to understand the proposal. He said if the document is not in the agenda it should not be voted upon.

<u>Arthur Clough</u> spoke on quasi-judicial boards and their ability to make decisions. He said that land use board members are being intimidated and this has gone too far.

Petra Huda asked that the City Manager items all be located in the same area of the agenda.

<u>Elizabeth Bratter</u> asked that the ADU be pushed back to the Land Use Committee. She said it was confusing and the acronyms are not listed so the public does not know what they mean. She also requested that the assisted living piece go back for further review.

VII. ACCEPTANCE OF MINUTES - AUGUST 22, 2022

Councilor Tabor moved to approve and accept the minutes of the August 22, 2022 City Council meeting. Seconded by Councilor Moreau and voted.

X. PUBLIC HEARINGS AND VOTE ON ORDINANCES AND/OR RESOLUTIONS

First Reading of Ordinances:

A. First reading of Ordinance amending Chapter 12 and Chapter 15 – City's Building Code

Councilor Cook moved to pass first reading and schedule a public hearing and second reading at the December 5, 2022 City Council meeting. Seconded by Councilor Blalock.

Mayor McEachern said he looks forward to hearing from the public on these matters.

Motion passed.

B. First reading of Ordinance amending Chapter 5, Article I – Fire Department, Section 5.101 – Personnel and Article IX – Fire Code

Councilor Blalock moved to pass first reading and schedule a public hearing and second reading at the December 5, 2022 City Council meeting. Seconded by Councilor Tabor and voted.

C. First reading of Ordinance amending Chapter 1, Article IV, Section 1.408 – Cable Television and Communications Commission

Councilor Lombardi moved to pass first reading and schedule a public hearing and second reading at the January 9, 2023 City Council meeting. Seconded by Councilor Cook.

Councilor Moreau said she supports the changes and would like to see more underground utilities being installed.

Mayor McEachern said we receive many inquiries as to why cell service is so bad.

Motion passed.

Public Hearings/Adoption of Resolutions:

- D. Public Hearing/Adoption of Resolution Appropriating Eight-Five Thousand Dollars (\$85,000.00) from American Rescue Plan Act (ARPA) Grant to Pay Costs Associated with the Purchase of an Ambulance and the Payment of Costs Incidental and Related Thereto
 - PRESENTATION
 - CITY COUNCIL QUESTIONS
 - PUBLIC HEARING SPEAKERS
 - ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS

Mayor McEachern read the legal notice, declared the public hearing open and called for speakers.

City Manager Conard said the funds will be used towards purchasing a new ambulance. She stated last year as a way to absorb costs we put aside funding for this and since then we learned the price is \$85,000.00 higher than originally priced.

With no speakers, Mayor McEachern closed the public hearing.

Councilor Moreau moved to adopt the Resolution as presented. Second by Councilor Bagley.

On a unanimous roll call vote 8-0, motion passed.

- E. Public Hearing/Adoption of Resolution Appropriating Eight Hundred Thousand Dollars (\$800,000.00) to purchase one Fire Apparatus, and Authorizing a Bond Issue, and/or Notes, of up to Eight Hundred Thousand Dollars (\$800,000.00) to Meet this Appropriation
 - PRESENTATION
 - CITY COUNCIL QUESTIONS
 - PUBLIC HEARING SPEAKERS
 - ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS

Mayor McEachern read the legal notice, declared the public hearing open and called for speakers.

City Manager Conard said this is to replace an aging fire apparatus, and we are looking at July 2024 for delivery with payments not being made until receiving the apparatus.

Councilor Bagley said interest rates are not set until we go to the market.

With no speakers, Mayor McEachern closed the public hearing.

Councilor Tabor moved to adopt the Resolution as presented. Seconded by Councilor Lombardi.

On a unanimous roll call vote 8-0, motion passed.

- F. Public Hearing/Second reading of Ordinance amending Chapter 1, Article IV Commission and Authorities. Section 1.412 Public Art Review Committee
 - PRESENTATION
 - CITY COUNCIL QUESTIONS
 - PUBLIC HEARING SPEAKERS
 - ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS

Councilor Cook said the Governance Committee brought this forward as a new ordinance and comes from public art guidelines. She stated the reason for the ordinance is that it is more difficult to set up a review committee. She stated currently we need to refer to the City Manager to set up a committee for review and it is difficult to find people to serve. She said we have an ordinance to have a standing public art review committee and follows the guidelines for public art review.

Councilor Tabor said the committee will meet quarterly and provide written reports to the City Council and encourage contributions towards public art.

With no speakers, Mayor McEachern closed the public hearing.

Councilor Cook moved to pass second reading and hold third and final reading at the December 5, 2022 City Council meeting. Seconded by Councilor Moreau and voted.

- G. Public Hearing/Second reading of Ordinance amending Chapter 1, Article XVII Funding of Public Art, Section 1.1704 Exemption and Section 1.1707 Funding Accepted
 - PRESENTATION
 - CITY COUNCIL QUESTIONS
 - PUBLIC HEARING SPEAKERS
 - ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS

Mayor McEachern read the legal notice, declared the public hearing open and called for speakers.

Councilor Cook said this is the current public art ordinance with minor changes. She stated the first change is to the exemptions section for placement of art. She reviewed the section where it would allow art to be installed in another location and it also addresses donations. Councilor Cook recommended amending Section 1.1704 – Exemption with the removal of the strike through of Section 1.1702.

With no speakers, Mayor McEachern closed the public hearing.

Councilor Cook moved to pass second reading by amending Section 1.1704 – Exemption with the removal of the strike through of Section 1.1702. Seconded by Councilor Blalock and voted.

Councilor Moreau moved to suspend the rules to bring forward Items XIII. A. 2022 Data Collection Presentation by City Assessor, XIII. B. Greater Portsmouth Recovery Ready Community Coalition Presentation, and XIII. C. Email Correspondence. Seconded by Councilor Blalock and voted.

XIII. PRESENTATIONS AND WRITTEN COMMUNICATIONS

A. 2022 Data Collection Presentation by City Assessor

City Assessor Maurice-Lentz provided a brief overview of the 2022 Data Collection process that will begin later this week. She spoke to the need to maintain fair and equitable values, with neighborhoods looked at individually. She advised the Council that notification will be sent through the mail to home owners and allow them time to make an appointment for a review of the property. Assessor Maurice-Lentz said each appraiser would have proper identification when coming out to review the property.

B. Greater Portsmouth Recovery Ready Community Coalition Presentation – Larry McCullough, Executive Director, Pinetree Institute

Mr. McCullough, Executive Director of the Pinetree Institute provided background information on the initial effort to address the crisis in their early work and having all services work together. He spoke to the summary of results such as housing, employment, access coordination of services and community education and training.

Mr. McCullough stated they're looking to build support for a 2-year implementation phase. He reported to the Council that the Coalition is seeking support from the City of \$60,000.00 per year for 2 years with half coming in January and the remaining amount in July.

Discussion among the Council and Mr. McCullough discussed the services provided and the need to expand the facility over time. Councilor Cook said the tasks are long term for addressing mental health and asked if there has been an effort to work with larger groups for new mental health facilities. Mr. McCullough said they're currently working with Seacoast Mental Health.

Mayor McEachern said we could have a report back for the December 5, 2022 meeting on a path forward to funding and allow public comment on options we have available.

Councilor Denton moved to request a report back from the City Manager on funding options available to meet the request of the Greater Portsmouth Recovery Ready Community Coalition at the December 5, 2022 City Council meeting. Seconded by Councilor Blalock.

Councilor Bagley requested that this packet of information be forwarded to the task force. City Manager Conard said the task force is meeting tomorrow and she will bring the information forward for their review.

Motion passed.

Mayor McEachern mentioned the efforts of former Councilor Lazenby regarding this matter.

C. Email Correspondence

Councilor Moreau moved to accept and place on file. Seconded by Councilor Bagley and voted.

XI. CITY MANAGER'S ITEMS WHICH REQUIRE ACTION

A. CITY MANAGER CONARD

1. Approval of Collective Bargaining Agreement with Professional Management Association

City Manager Conard said this is an agreement with Professional Management Association for your review and approval.

Councilor Cook moved to approve the proposed agreement as presented. Seconded by Councilor Moreau.

Councilor Tabor stated he would support this motion and retention of key staff is critical for the city.

Motion passed.

2. Approval of Collective Bargaining Agreement with Portsmouth City Employees – Local #1386A

City Manager said this is an agreement with Local 1386A City Employees for your review and approval.

Councilor Blalock moved to approve the proposed agreement as presented. Seconded by Councilor Cook.

Councilor Blalock said it is important to protect and maintain our employees.

Mayor McEachern spoke to the hard work of the Public Works Department during last weekend's Household Hazardous Waste Day.

Motion passed.

3. Request for Restoration of Involuntarily Merged Lots of 880 Woodbury Avenue

City Manager Conard said this had been referred to the Planning Board and the Assessor for review. She reported that the Planning Board voted to restore property to its pre-merger status.

Councilor Moreau moved to restore the property located at 880 Woodbury Avenue to its premerger status and direct the City GIS and Assessing staff to update the zoning and tax maps accordingly. Seconded by Councilor Blalock.

Councilor Moreau stated that there is a map showing these lots and pre-merger status. Mayor McEachern said this is not a judgement call, it is outlined in documents.

Motion passed.

4. Approval of 2023 City Council Meeting Calendar

City Manager Conard said before the Council is the calendar of meetings and work sessions for 2023 for your approval.

Councilor Moreau moved to approve the calendar with the exception of budget work session dates. Seconded by Councilor Tabor.

Councilor Denton moved to amend the motion to consolidate budget review day to Friday, May 12, 2023. Seconded by Councilor Bagley.

Councilor Denton spoke to the merits of his motion that would allow more people to attend or watch on You-Tube.

Councilor Moreau said she would like input from staff on this matter. City Manager Conard said that staff is supportive of having one budget session.

Councilor Cook said there is a prominent event that takes place on May 12, 2023, the TedEx Event and many residents will be attending and therefore miss the budget session.

Councilor Tabor said this is an important job of the Council and gives us time to prepare and ask questions with an interactive participation from departments.

Mayor McEachern said Assistant Mayor Kelley is not here and asked if we could table this matter until the December 5, 2022 City Council meeting.

City Manager Conard said we could adopt the calendar without the budget work session being scheduled.

Councilor Denton withdrew his motion and Councilor Bagley the second to the motion.

Councilor Blalock moved to approve the calendar with the exception of budget work session dates. Seconded by Councilor Denton and voted.

Councilor Denton said he will bring this item under his name for the December 5, 2022 City Council meeting.

5. Drainage Easement for 140 West Road

City Manager Conard spoke to the site approval of the property by the Planning Board.

Councilor Moreau moved to authorize the City Manager to accept and record a Drainage Easement Deed in a substantially similar form to the easement deed from West Road to the West, LLC contained in the agenda packet. Seconded by Councilor Blalock and voted.

6. Temporary Construction License for 93 Pleasant Street

City Manager Conard said this is a license for 93 Pleasant Street and the work is set to begin shortly. She stated the project is seeking to use 1,200 feet of sidewalk from December 1, 2022 through April 30, 2024. She advised the Council that the owner will be required to obtain a license when encumbrances are longer than 30 consecutive working days.

Councilor Moreau moved to authorize the City Manager to execute and accept the temporary construction license for the term of December 1, 2022 to April 30, 2024 as requested. Seconded by Councilor Blalock.

Discussion followed regarding flaggers and the license required. City Manager Conard reported abutter notifications will be sent and a Construction Mitigation and Management Plan is in place.

Motion passed.

7. Request for Public Arts Trust Funds to be Reallocated to the Bohenko Park Sculpture Garden from the Foundry Place Public Art Project

City Manager Conard said this is a reallocation of funds to the Bohenko Park Sculpture Garden. She reported to the Council that there is \$21,100.00 remaining in the trust and she would like to use those funds for the sculpture garden.

Councilor Moreau moved to find that the Bohenko Park Sculpture Garden is a public art purpose consistent with the Public Art Ordinance of the City and that the Council approve the reallocation of remaining Foundry Art Funds in the amount of \$21,100.00 from the Public Arts Trust be used for the Bohenko Gateway Park Sculpture Garden. Be it further moved that the City Manager is authorize to take any and all steps necessary to accomplish the reallocation of the forgoing Trust Funds. Seconded by Councilor Blalock.

Mayor McEachern asked if this is overseen by the Trustees of the Trust Fund. City Manager Conard said it is under the Trustees of the Trust Funds.

Motion passed.

XII. CONSENT AGENDA

A. Request from James Gaudreault, Bryce Harrison and Ian Lubkin, J & B Food Services LLC, d/b/a Cheese Louise to install a Projecting Sign at 76 Congress Street (Anticipated action – move to approve the aforementioned Projecting Sign License as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement 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 projecting sign, for any reason, shall be done at 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

Councilor Tabor moved to adopt the Consent Agenda. Seconded by Councilor Cook and voted.

XIV. MAYOR McEACHERN

1. Approval of Employment Agreement with City Manager Conard

Mayor McEachern said it is his great pleasure to bring forward the Employment Agreement for City Manager Conard for approval.

Councilor Bagley moved to approve the proposed Employment Agreement as presented. Seconded by Councilor Moreau.

Councilor Bagley said City Manager Conard started during the pandemic and her leadership impressed him, as well as her efforts to get to know all employees.

Councilor Blalock said it is a pleasure to work with City Manager Conard. He stated that she has handled adversity with class.

Councilor Denton said one of the best things in 2019 by the City Council was hiring City Manager Conard.

Councilor Moreau thanked City Manager Conard for signing a 5-year contract with the City.

Councilor Tabor said he agrees with all the comments made relative to City Manager Conard.

Mayor McEachern said it has been fun serving with City Manager Conard on the dais and during the pandemic it was a difficult time. He said she listens intently and looks to get action. He said it is her action, follow-up and strategically thinking that impressed him. He stated he is excited for what City Manager Conard will do in the next three to five years and, we are pleased to have her for another five years.

Motion passed.

- 2. Appointment to be Considered:
 - Appointment of David Rheaume to the Zoning Board of Adjustment

The City Council considered the appointment of David Rheaume to the Zoning Board of Adjustment which will be acted upon by the City Council at the December 5, 2022 meeting.

Mayor McEachern said he went through the Zoning Board of Adjustment process and to be a good chair you need to take a step back. He advised the Council that he asked Mr. Rheaume to put his name forward.

Councilor Moreau said she will recuse from the vote at the next meeting. She said that having served on separate boards in the past she has asked City Attorney if she could serve on City Council and her husband serve on Zoning Board of Adjustment and she was told that they could.

Councilor Lombardi spoke in support of Mr. Rheaume application and appointment. He spoke to the fire on State Street and the effort by many to have the building taken down but the Board of Adjustment handled the issue under Mr. Rheaume's leadership and the building remains standing. He said he respects Mr. Rheaume and his leadership to the community.

- 3. Appointments to be Voted:
 - Appointment of Stewart Sheppard to the Conservation Commission
 - Appointment of Brian Gibb as an Alternate to the Conservation Commission
 - Appointment of Assistant Mayor Kelley to the DOT Public Advisory Committee for Route 1 Bypass
 - Appointment of Marylou McElwain to the DOT Public Advisory Committee for Route 1 Bypass
 - Appointment of Anne Weidman as a regular member of the Economic Development Commission
 - Appointment of Charles Doleac to the Task Force to Study Private/Public Historical
 - Archive
 - Appointment of Kristen Peterson to the Task Force to Study Private/Public Historical Archive
 - Appointment of Emma Stratton to the Task Force to Study Private/Public Historical Archive
 - Appointment of Thomas Watson to the Task Force to Study Private/Public Historical Archive
 - Appointment of Lawrence Yerdon to the Task Force to Study Private/Public Historical Archive

Councilor Moreau moved to appoint Stewart Sheppard as a regular member until April 1, 2024 and Brian Gibb as an Alternate member until April 1, 2025 to the Conservation Commission; appointment of Assistant Mayor Kelley and Marylou McElwain to the DOT Public Advisory Committee for Route 1 Bypass; appointment of Anne Weidman as a regular member of the Economic Development Commission until October 1, 2026; appointments of Charles Doleac, Kristen Peterson, Emma Stratton, Thomas Watson and Lawrence Yerdon to the Task Force to Study Private/Public Historical Archive. Seconded by Councilor Lombardi and voted.

4. Vintage Christmas Shuttle

Mayor McEachern announced that a Vintage Christmas Shuttle will be running a downtown loop on weekends beginning Saturday, December 3, 2022 through Saturday, December 18, 2022.

XV. CITY COUNCIL MEMBERS

A. COUNCILOR TABOR

1. Community Power Survey Planned for December

Councilor Tabor announced that a survey regarding Community Power is planned for December but it may be delayed until January due to the holidays.

B. COUNCILOR DENTON

1. Amend All Veterans Tax Credit

Councilor Denton thanked the City Council for increasing the Disabled Tax Credit, which will also help disabled veterans.

Councilor Denton moved to draft a resolution increasing the Optional Veterans' Tax Credit from \$500.00 to \$750.00 be brought back with any necessary changes to the City Council for readoption before March 31, 2023. Seconded by Councilor Blalock.

Councilor Denton explained the tax credit and said if you served during the time of deployment you would qualify for the tax credit. He stated both tax credits need to be reauthorized before March 31, 2023. He said \$750.00 is his suggestion. He indicated this will be sent to staff for review and be brought back to the Council for adoption.

Motion passed.

Councilor Denton moved to draft a resolution expanding the All Veterans Tax Credit eligibility to those that currently serve be brought back with any necessary changes to the City Council for readoption before March 31, 2023. Seconded by Councilor Blalock.

Councilor Denton explained that enabling legislation has changed and now it is tied to optional tax credit and changes to all that currently serve, or if you served 90 days. He stated that this needs to be adopted.

Councilor Bagley said he researched this and less than 1% are currently serving. He said many of us think the percentage is higher than it is.

Motion passed.

C. COUNCILOR MOREAU

1. Phase 2 ADU and Assisted Living Amendments

Councilor Moreau moved to refer Phase 2 ADU amendments to the Planning Board for recommendations and bring recommended amendments back to the City Council for first reading. Seconded by Councilor Blalock.

Councilor Moreau reported the permit signs will be placed on the property and that direct abutters will be mailed notices. She stated there will be a hand book created for home owners with a checklist. She said public hearings and work sessions by the Planning Board before coming back to the City Council for a public hearing as well.

Councilor Bagley thanked the Land Use Committee for their work on this. He said he would not support amendments as written as it creates many new requirements for materials. He stated that there are unreasonable parking requirements and that this is bias to people that do not want ADU's in the City. Councilor Bagley said we need to build and encourage ADU's for people to remain in their homes. He said it creates affordable housing that we cannot replicate from neighborhoods. He suggested conducting a work session on this matter. He said we are too concerned with aesthetics and parking. He stated it costs \$20,000.00 to \$30,000.00 to bring an application forward that might be denied. He said we need to lower those costs.

Councilor Lombardi said this is a step towards one of our major goals. He said asking a person to build an ADU that is compatible with the existing structure is a step in the right direction.

Councilor Blalock and Councilor Moreau said the Board of Adjustment has had a number of meetings on lowering the costs of the application because it is too high.

Councilor Tabor said ADU's are the best way to add density and create affordable housing. He asked about architecture design for ADU's.

Councilor Moreau said a balancing out for ADU's are single family neighborhoods to look like the buildings go together even though density has been increased. She said a major issue was parking and put it into the ADU.

Councilor Cook thanked the Land Use Committee for all their hard work. She asked why we are strict about parking in a neighborhood that has ample parking available.

Discussion followed among the City Council and Planning Director Zendt regarding standards for new construction that would need to go to the Planning Board. Councilor Bagley said he feels we are not streamlining the code, it is more cumbersome.

Motion passed. Councilor Bagley and Councilor Cook voted opposed.

D. COUNCILOR BAGLEY

1. Parking and Traffic Safety Committee Action Sheet and Minutes of the October 6, 2022 meeting (*Tabled at the October 24, 2022 City Council meeting*)

Councilor Bagley moved to postpone until the December 5, 2022 City Council meeting. Seconded by Councilor Blalock and voted.

2. Holiday Parking Enforcement

Councilor Bagley moved to establish Holiday Parking Enforcement from Saturday, December 17, 2022 through Monday, December 26, 2022 for payment of parking. Time limits would still be in effect. Seconded by Councilor Cook.

Councilor Bagley announced that people would not be required during these dates to pay for parking. He said if you pay for parking you do not get a refund. He suggested that City Council put a notice in the newspaper, newsletter and on the website.

Mayor McEachern said we should put signs on the meters announcing that Holiday Parking is in effect December 17th through December 26th.

City Manager Conard said she will speak with the Parking Director on this matter and messaging for the Holiday Parking.

Mayor McEachern said he would expect signs on meters that people can see.

Councilor Bagley said we are trying to thread the needle and still get turn over during the day.

City Manager Conard said we could provide a report back on this matter.

Councilor Tabor said if it is going to be free parking we should say it is free parking. He stated if we are concerned over revenue loss, maybe we do 7 days rather than 10 days. He asked if we could show free parking on the meter display or place signs on the meters.

Councilor Lombardi said this has been taking place for many years and everyone is aware of it in the City. He said it would be ideal to make this public for everyone.

Mayor McEachern said it is a marketing opportunity and businesses would like to promote this more than in the past. We need to get the benefit of public relations, we want to do this but we need to make people aware of the free parking.

Councilor Blalock said he does not want to mislead people.

The City Council agreed to bring this item back at the December 5, 2022 City Council meeting under Councilor Bagley's name.

XVI. APPROVAL OF GRANTS/DONATIONS

A. NH Department of Natural and Cultural Resources/Division of Historical Resources
Moose Plate Conservation Grant for Repair of North Cemetery Wall - \$20,000.00

Councilor Lombardi moved to approve and accept the grant from the New Hampshire Division of Historical Resources in the amount of \$20,000.00. Seconded by Councilor Blalock and voted.

B. InvestNH Municipal Planning and Zoning Housing Opportunity Grant - \$82,000.00

Councilor Moreau moved to accept the InvestNH Housing Opportunity Grant funding and authorize staff to enter into a formal grant agreement. Seconded by Councilor Cook.

Councilor Moreau thanked Planning Director Zendt for putting this together and obtaining this grant in a short amount of time.

Motion passed.

C. Donation to the Annual Tree Planting from Robert Grantham & Cynthia Nix for future planting of trees - \$5,000.00

Councilor Lombardi moved to approve and accept the donation from Robert Grantham and Cynthia Nix for Annual Tree Planning - \$5,000.00. Seconded by Councilor Cook and voted.

XVII. CITY MANAGER'S INFORMATIONAL ITEMS

1. McIntyre Update

City Manager Conard reported last week the City and the Development Team of Redgate Kane did receive some cost estimates from three firms that were mutually agreed upon. She stated they are now as a team, evaluating those numbers and how they impact the project, as the community plan. She stated they will keep the City Council and public apprised of that work as information comes forward. She also stated the City Council and public should know the next check-in with the General Services Administration is scheduled for next Tuesday, November 22, 2022.

XVIII. MISCELLANEOUS BUSINESS INCLUDING BUSINESS REMAINING UNFINISHED AT PREVIOUS MEETING

City Manager Conard reported that 293 people participated in Household Hazardous Waste Day on Saturday. She stated we include the Town of Greenland and Town of Newington in that effort and we had representation from all communities.

Councilor Blalock announced that a Public Input Session on the Recreation Needs Study will be held on Wednesday, November 16, 2022 at Community Campus beginning at 6:00 p.m.

XIX. ADJOURNMENT

Luif Barnaby

At 9:55 p.m., Councilor Tabor moved to adjourn. Seconded by Councilor Moreau and voted.

KELLI L. BARNABY, MMC/CNHMC

CITY CLERK

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Portsmouth City Council on Monday, February 6, 2023 at 7:00 p.m., at the Portsmouth Municipal Complex in the Eileen Dondero Foley Council Chambers, Portsmouth, NH, on the Proposed CAPITAL IMPROVEMENT PLAN. The Complete Capital Improvement Plan is on file in the Office of the City Clerk during regular business hours and is also available on the city website.

CITY OF PORTSMOUTH, NH

Capital Plan Summary '24

Description

Les	EQUIPMENT AND VEHICLE SCHEDULE	\$ 565,000.00
.	BUILDING AND INFRASTRUCTURE	\$ 9,725,350.00 \$ 1,626,336.00
III.	INFORMATION MANAGEMENT SYSTEMS TRANSPORTATION MANAGEMENT PLAN	\$13,500,000.00
IV. V.	ENTERPRISE FUNDS	\$74,441,500.00
V. VI.	COMBINED FUND PROJECTS	\$11,700,000.00
V 1.	CAPITAL CONTINGENCY	\$100,000.00
	GRAND TOTAL	\$111,658,186.00

^{*\$1,920,000.00} is proposed to be funded from FY24 General Fund Capital Outlay

KELLI L. BARNABY, MMC, CNHMC CITY CLERK

Seacoastonline

Govt Public Notices

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CITY OF PORTSMOUTH, NH Capital Plan Summary '24

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II. BUILDING AND INFRASTRUCTURE \$ 9,725,350.00

III. INFORMATION MANAGEMENT SYSTEMS \$ 1,626,336.00

IV. TRANSPORTATION MANAGEMENT PLAN \$13,500,000.00

V. ENTERPRISE FUNDS \$74,441,500.00

VI. COMBINED FUND PROJECTS \$11,700,000.00

CAPITAL CONTINGENCY \$100,000.00

GRAND TOTAL \$111,658,186.00

*\$1,920,000.00 is proposed to be funded from FY24 General Fund Capital Outlay

KELLI L. BARNABY, MMC, CNHMC CITY CLERK

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KELLI L. BARNABY, MMC/CNHMC CITY CLERK

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KELLI L. BARNABY,
MMC/CNHMC CITY CLERK

ORDINANCE

THE CITY OF PORTSMOUTH ORDAINS

That Chapter 1, Article XVII, Section 1.1705 – **EXPENDITURE OF PUBLIC ART FUNDS** of the Ordinances of the City of Portsmouth be amended as follows (deletions from existing language **stricken**; additions to existing language **bolded**; remaining language unchanged from existing):

ARTICLE XVII: FUNDING OF PUBLIC ART

Section 1.1705: EXPENDITURE OF PUBLIC ART FUNDS

Expenditure of public art funds shall be determined by the City Council. In authorizing such expenditures the Council shall apply the following protocol and criteria:

A. No less than ninety (90%) percent of the principal amount of public art contribution generated by any particular building project shall be expended on the site of that project, unless the City Council votes specifically otherwise.

(All other aspects of this Section shall remain unchanged.)

The City Clerk shall properly alphabetize and/or re-number the ordinances as necessary in accordance with this amendment.

All ordinances or parts of ordinances inconsistent herewith are hereby deleted.

This ordinance shall take effect upon its passage.

	APPROVED:
	Deaglan McEachern, Mayor
ADOPTED BY COUNCIL:	
Kelli L. Barnaby, City Clerk	

CITY OF PORTSMOUTH



City Hall, One Junkins Avenue Portsmouth, New Hampshire 03801 kconard@cityofportsmouth.com (603) 610-7201

Date: February 2, 2023

To: Honorable Mayor McEachern and City Council Members

From: Karen S. Conard, City Manager

Re: City Manager's Comments on City Council Agenda of February 6, 2023

X. Public Hearings and Votes on Ordinances and/or Resolutions:

A. Public Hearing Regarding Capital Improvement Plan (CIP) FY2024- 2029:

In accordance with Section 7.7 of the City Charter, the City Council is conducting a public hearing at this evening's City Council meeting regarding the <u>proposed Capital Improvement Plan for FY 2024 – FY 2029</u>. In addition to this evening's public hearing, the City Council held a work session on January 18, 2023. At the work session, a presentation of the proposed CIP was made by City staff. Copies of the plan were made and are still available to the public <u>via the City's website</u>. As you are aware, the City Council is required, in accordance with Section 7.8 of the City Charter, to adopt the Capital Plan subsequent to the public hearing and before the City Manager submits the budget to the City Council.

I recommend that at the City Council meeting on Monday, March 6, 2023, City Council adopt the Capital Improvement Plan as presented.

B. <u>Public Hearing and Second Reading of Ordinance Amending Chapter 1, Article XVII, Section 1.1705 – Public Art Funds:</u>

The City Council recently voted to approve the expenditure of \$21,100 from the Public Art Fund Trust to assist in funding the anticipated art project at Bohenko Park. This City Council approved expenditure was presented to the Trustees of the Trust Funds who manage all of the City's Trust Funds to include the City of Portsmouth Public Art Trust. The terms of the Public Art Trust limit the use of the Trust's assets. The terms of the Trust direct that "the assets and income held in the Public Art Trust may be expended for any public art purpose which is consistent with the public art ordinance of the City."

The City's Art Ordinance, Chapter 1, Article XVII, Section 1.1705 (A), provides that "no less than ninety (90%) percent of the principal amount of public art contribution generated by any particular building project shall be expended on the site of that project." Currently, there is \$21,100 in the Public Art Trust which represents the remainder of the City's contribution of

\$150,000 for public art at the Foundry Garage. The public art project at the Foundry Garage is now completed but it did not require the expenditure of the entire 90% of the principle amount contributed for the project.

However, the City's Public Art Ordinance does not provide direction for the use of surplus funds in the Trust. Compliance with the ordinance prevents the Trustees from providing more than 10% of the original \$150,000 contribution to a different art project. That means that the Trust can only contribute \$15,000 to the Bohenko Park project even though the City Council authorized the expenditure of \$21,100. There is no authority for the City Council or the Trustees of the Trust Funds to distribute the surplus of \$6,100 in the Trust for the benefit of any other project even though it is not needed for the Foundry Garage project.

The City's Art Ordinance did not contemplate a surplus of funds in the Trust after the completion of a project.

However, this can be remedied with a simple amendment to the ordinance permitting the City Council to authorize the expenditure of surplus funds from the Public Art Trust. The attached proposed amendment to the City's Funding of Public Art Ordinance accomplishes this goal.

I recommend that the City Council move to pass second reading as amended, and schedule a third and final reading at the February 21, 2023 City Council meeting.

XI. City Manager's Items Which Require Action:

1. Approval of Amendment to Memorandum of Understanding for Professional Services Between Coalition Communities 2.0 and an Update from the CC2 Joint Board:

On January 25, 2021, the City Council authorized the City to participate in the Coalition Communities, 2.0 ("CC2") and to enter into a Memorandum of Understanding for Professional Services Between Coalition Communities 2.0 ("MOU"). The MOU expired on December 31, 2022 and was renewed for another two year term by vote of the Council on August 22, 2022. The Council vote authorized the City to continue to participate in the Coalition Communities 2.0 and further authorized the City Manager to negotiate and execute a two year renewal of the MOU with CC2 on behalf of the City. The City executed the MOU on August 26, 2022.

After the MOU renewal was executed, the Joint Board made some revisions which are highlighted in yellow in your packet. The amendments are primarily administrative for the purpose of amending the following dates: the term (January 2023 through December 31, 2024); the current biennium; the annual meeting; Joint Board meetings; the assessment of apportionments; and termination. Any amendment to the MOU must be approved by the governing body of each CC2 Member so the amended MOU is coming back to Council for its review and consideration of these amendments.

Also included in your packet is a December 6, 2022 letter from CC2's Joint Board which summarizes CC2 activities since September 2022. The letter explains that the firm of Bernstein Shur, which provided CC2's lobbying and communication services for the last two years, did not wish to extend their service agreement for the 2023-2024 legislative session.

The Joint Board issued a Request for Proposals (attached as Exhibit A to the amended MOU) and hired Sheehan Phinney Capital Group to provide lobbying and communications services and the law firm of Sheehan Phinney to provide legal services.

Legal services were added under the amended MOU in response to a new education funding lawsuit (Rand et al. v State of New Hampshire, Rockingham County Superior Court, Docket No. 215-2022-CV-00167). When lawsuits are brought that challenge any aspect of funding education through the Statewide Education Property Tax (SWEPT), the Attorney General's Office represents the State and provides a defense. Because of this, in most education funding cases, there is no need for CC2 to intervene because the State's defense of the current education funding system aligns with CC2 Members' interest (retention of excess SWEPT). However, in the Rand matter, the Petitioners filed a Motion for Preliminary Injunctive Relief ("Injunction"), which is a request for immediate action from the court. Petitioners' Injunction sought, in part, to prohibit the Department of Revenue Administration (DRA) from setting the SWEPT rate for the upcoming year (December 2022 tax bills) and to prohibit CC2 communities from retaining excess SWEPT. At the time of the hearings on the Injunction, the DRA had set some communities' SWEPT rates and their tax bills had already been issued.

Although the Attorney General's Office could provide a general defense to the Injunction and describe how the relief sought by the Petitioners would negatively impact the State and local communities' budgets, they did not have details regarding the impact on specific communities. After reaching out to the Attorney General's Office, the CC2 Joint Board hired Attorney John-Mark Turner from Sheehan Phinney to file a Motion to Intervene in order to represent CC2's interest in this matter. Attorney Turner was able to provide the court with detailed examples from the CC2 communities of Newington and Waterville Valley to demonstrate how granting the Petitioners' Injunction would not only negatively impact their budgets but also disrupt the towns' government operations. The Court denied the Petitioners' request for an Injunction and granted CC2's Motion to Intervene on the limited issues of the collection and distribution of SWEPT. Sheehan Phinney will represent the CC2 communities by filing pleadings and participating at trial on these limited issues.

I recommend that the City Manager authorize the City Manager to negotiate and execute the amended MOU with the Coalition Communities 2.0 on behalf of the City in a form similar to the attached.

2. Request for Public Hearing Regarding Elderly and Disabled Exemptions:

Annually, the City of Portsmouth reviews income and asset levels for both the Elderly and Disabled Exemptions and makes recommendations as to these levels pursuant to RSA 72:39-b and RSA 72.37-b.

Last year, the City Council adopted resolutions #1-2022- and #2-2022 which increased the income levels for qualifying elderly and disabled taxpayers and resolutions #4-2022 and 5-2022 which increased the asset levels for qualifying elderly and disabled taxpayers. The current elderly and disabled exemption income levels are \$46,124 for a single taxpayer, \$63,108 for married taxpayers; the current asset limit is \$500,000.

If qualified, for elderly taxpayers, the exemption off the assessed value of the property is as follows:

Age 65 to 74 \$235,000
Age 75-79 \$285,000
Age 80 + \$335,000

If qualified, for disabled taxpayers the exemption off the assessed value of the property is \$235,000.

Option 1:

This year the 2023 increase for Social Security recipients is 8.7%.

If the City Council wishes to adjust the income level for both the elderly and disabled taxpayers by the Social Security cost-of-living increase, this would increase the limits as follows:

Single \$50,137 increase of \$4,013
 Married \$68,598 increase of \$5,490

Option 2:

This year the November to November ten-year rolling average of the Boston-Cambridge-Newton, MA-NH consumer price index is 2.55%.

If the City Council wishes to adjust the income level for both the elderly and disabled taxpayers by the November to November consumer price index, this would increase the limits as follows:

Single \$47,300 increase of \$1,176
 Married \$64,717 increase of \$1,609

Option 3:

Do Nothing

Statute does not require an annual adjustment in income, asset or exemption amounts. Existing levels can remain capped as they currently exist.

Any adjustment if approved would be for assessments as of April 1, 2023 for Tax Year 2023 (FY24).

Typically, the Assessor's office mails a notification annually to all elderly and disabled persons who currently receive this exemption to update their applications. Due to the Covid-19 Pandemic and to avoid unnecessary expose to elderly and disabled taxpayers coming into City Hall with required documentation, only new applicants must submit an application and required documentation by April 15th of this year.

Below for your information is the estimated tax impact of the elderly and disabled exemptions for FY23 and a Town/City comparison indicating what other City and neighboring communities' income and assets limits are for the elderly exemption.

Estimated Elderly & Disabled Exemption Impact						
Exemption Type Exemption Amount		Number Currently Receiving Exemption	Value Loss		Revenue Loss	
		_				
65 through 74	\$	235,000.00	28	\$	6,249,100.00	\$ 94,986.32
75 through 79	\$	285,000.00	38	\$	8,683,600.00	\$ 131,990.72
80 and over	\$	335,000.00	59	\$	15,082,800.00	\$ 229,258.56
Disabled	\$	235,000.00	7	\$	740,200.00	\$ 11,251.04
Totals			132	\$	30,755,700.00	\$ 452,108.79

Note: The current tax rate of \$15.20 would be decreased to a difference of approximately .07 cents on the current tax rate if the elderly and disabled exemptions were not granted.

I recommend that the City Council move to schedule a Public Hearing regarding these options at the February 21, 2023 City Council.

Elderly Exemption Comparison Single Income							
	Single	Married	Single	Married	Exemption 65-	Exemption 75-	Exemption 80+
	Income:	Income:	Assets:	Assets:	74 years old	79 years old	years old
Nashua	\$50,000	\$50,000	\$162,000	\$162,000	\$194,000	\$224,000	\$280,000
Dover	\$47,000	\$64,000	\$186,100	\$186,100	\$166,000	\$234,000	\$300,000
Portsmouth	\$46,124	\$63,108	\$500,000	\$500,000	\$235,000	\$285,000	\$335,000
Manchester	\$41,000	\$55,000	\$100,000	\$130,000	\$156,000	\$210,000	\$280,000
North Hampton	\$40,800	\$59,000	\$190,000	\$190,000	\$125,000	\$165,000	\$200,000
Rye	\$40,000	\$59,900	\$199,000	\$199,000	\$75,000	\$90,000	\$105,000
New Castle	\$40,000	\$55,000	\$150,000	\$150,000	\$125,000	\$175,000	\$225,000
Rochester	\$38,500	\$55,000	\$120,000	\$120,000	\$90,000	\$120,000	\$150,000
Hampton	\$38,000	\$58,000	\$250,000	\$250,000	\$140,000	\$168,000	\$221,000
Concord	\$37,300	\$53,300	\$98,000	\$98,000	\$80,000	\$131,000	\$223,000
Greenland	\$36,000	\$60,000	\$75,000	\$75,000	\$60,000	\$80,000	\$100,000
Stratham	\$36,000	\$60,000	\$200,000	\$200,000	\$125,000	\$145,000	\$165,000
Somersworth	\$35,000	\$50,000	\$100,000	\$100,000	\$65,000	\$80,000	\$90,000
	Elderly	Exemption	Compariso	n Married	Income		
	Single	Married	Single	Married	Exemption 65-	Exemption 75-	Exemption 80+
	Income:	Income:	Assets:	Assets:	74 years old	79 years old	years old
Dover	\$47,000	\$64,000	\$186,100	\$186,100	\$166,000	\$234,000	\$300,000
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	Elder	ly Exemptio	n Comparis	son Single /	Assets		
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	Income:	Income:	Assets:	Assets:	74 years old	79 years old	years old
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	Elderly	/ Exemption	n Compariso	on Married	Assets		
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	Income:	Income:	Assets:	Assets:	74 years old	79 years old	years old
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Nashua	\$50,000	\$50,000	\$162,000	\$162,000	\$194,000	\$224,000	\$280,000
New Castle	\$40,000	\$55,000	\$150,000	\$150,000	\$125,000	\$175,000	\$225,000
Manchester	\$41,000	\$55,000	\$100,000	\$130,000	\$156,000	\$210,000	\$280,000
Rochester	\$38,500	\$55,000	\$120,000	\$120,000	\$90,000	\$120,000	\$150,000
Somersworth	\$35,000	\$50,000	\$100,000	\$100,000	\$65,000	\$80,000	\$90,000
Concord	\$37,300	\$53,300	\$98,000	\$98,000	\$80,000	\$131,000	\$223,000
Greenland	\$36,000	\$60,000	\$75,000	\$75,000	\$60,000	\$80,000	\$100,000
							-
Elderly	y Exemptio	n Comparis	on Exempt	ion Amoun	t 65-74 Years Ol	d	
	Single	Married	Single	Married			Exemption 80+
	Income:	Income:	Assets:	Assets:	74 years old	79 years old	years old
Portsmouth	\$46,124	\$63,108	\$500,000	\$500,000	\$235,000	\$285,000	\$335,000
Nashua	\$50,000	\$50,000	\$162,000	\$162,000	\$194,000	\$224,000	\$280,000
Dover	\$47,000	\$64,000	\$186,100	\$186,100	\$166,000	\$234,000	\$300,000
Manchester	\$41,000	\$55,000	\$100,000	\$130,000	\$156,000	\$210,000	\$280,000
Hampton	\$38,000	\$58,000	\$250,000	\$250,000	\$140,000	\$168,000	\$221,000
Stratham	\$36,000	\$60,000	\$200,000	\$200,000	\$125,000	\$145,000	\$165,000
North Hampton	\$40,800	\$59,000	\$190,000	\$190,000	\$125,000	\$165,000	\$200,000
New Castle	\$40,000	\$55,000	\$150,000	\$150,000	\$125,000	\$175,000	\$225,000
Rochester	\$38,500	\$55,000	\$120,000	\$120,000	\$90,000	\$120,000	\$150,000
Concord	\$37,300	\$53,300	\$98,000	\$98,000	\$80,000	\$131,000	\$223,000
Rye	\$40,000	\$59,900	\$199,000	\$199,000	\$75,000	\$90,000	\$105,000
Somersworth	\$35,000	\$50,000	\$100,000	\$100,000	\$65,000	\$80,000	\$90,000
Greenland	\$36,000	\$60,000	\$75,000	\$75,000	\$60,000	\$80,000	\$100,000
	-						
Elderly	y Exemptio	n Comparis	on Exempt	ion Amoun	t 75-79 Years Ol	d	
	Single	Married	Single	Married	Exemption 65-	Exemption 75-	Exemption 80+
	Income:	Income:	Assets:	Assets:	74 years old	79 years old	years old
Portsmouth	\$46,124	\$63,108	\$500,000	\$500,000	\$235,000	\$285,000	\$335,000
Dover	\$47,000	\$64,000	\$186,100	\$186,100	\$166,000	\$234,000	\$300,000
Nashua	,						
Manchester	\$50,000	\$50,000	\$162,000	\$162,000	\$194,000	\$224,000	\$280,000
					\$194,000 \$156,000	\$224,000 \$210,000	\$280,000 \$280,000
New Castle	\$50,000	\$50,000	\$162,000	\$162,000			
New Castle Hampton	\$50,000 \$41,000	\$50,000 \$55,000	\$162,000 \$100,000	\$162,000 \$130,000	\$156,000	\$210,000	\$280,000
	\$50,000 \$41,000 \$40,000	\$50,000 \$55,000 \$55,000	\$162,000 \$100,000 \$150,000	\$162,000 \$130,000 \$150,000	\$156,000 \$125,000	\$210,000 \$175,000	\$280,000 \$225,000
Hampton	\$50,000 \$41,000 \$40,000 \$38,000	\$50,000 \$55,000 \$55,000 \$58,000	\$162,000 \$100,000 \$150,000 \$250,000	\$162,000 \$130,000 \$150,000 \$250,000	\$156,000 \$125,000 \$140,000	\$210,000 \$175,000 \$168,000	\$280,000 \$225,000 \$221,000
Hampton North Hampton	\$50,000 \$41,000 \$40,000 \$38,000 \$40,800	\$50,000 \$55,000 \$55,000 \$58,000 \$59,000	\$162,000 \$100,000 \$150,000 \$250,000 \$190,000	\$162,000 \$130,000 \$150,000 \$250,000 \$190,000	\$156,000 \$125,000 \$140,000 \$125,000	\$210,000 \$175,000 \$168,000 \$165,000	\$280,000 \$225,000 \$221,000 \$200,000
Hampton North Hampton Stratham	\$50,000 \$41,000 \$40,000 \$38,000 \$40,800 \$36,000	\$50,000 \$55,000 \$55,000 \$58,000 \$59,000 \$60,000	\$162,000 \$100,000 \$150,000 \$250,000 \$190,000 \$200,000	\$162,000 \$130,000 \$150,000 \$250,000 \$190,000 \$200,000	\$156,000 \$125,000 \$140,000 \$125,000 \$125,000	\$210,000 \$175,000 \$168,000 \$165,000 \$145,000	\$280,000 \$225,000 \$221,000 \$200,000 \$165,000
Hampton North Hampton Stratham Concord	\$50,000 \$41,000 \$40,000 \$38,000 \$40,800 \$36,000 \$37,300	\$50,000 \$55,000 \$55,000 \$58,000 \$59,000 \$60,000 \$53,300	\$162,000 \$100,000 \$150,000 \$250,000 \$190,000 \$200,000 \$98,000	\$162,000 \$130,000 \$150,000 \$250,000 \$190,000 \$200,000 \$98,000	\$156,000 \$125,000 \$140,000 \$125,000 \$125,000 \$80,000	\$210,000 \$175,000 \$168,000 \$165,000 \$145,000 \$131,000	\$280,000 \$225,000 \$221,000 \$200,000 \$165,000 \$223,000
Hampton North Hampton Stratham Concord Rochester	\$50,000 \$41,000 \$40,000 \$38,000 \$40,800 \$36,000 \$37,300 \$38,500	\$50,000 \$55,000 \$55,000 \$58,000 \$59,000 \$60,000 \$53,300 \$55,000	\$162,000 \$100,000 \$150,000 \$250,000 \$190,000 \$200,000 \$98,000 \$120,000	\$162,000 \$130,000 \$150,000 \$250,000 \$190,000 \$200,000 \$98,000 \$120,000	\$156,000 \$125,000 \$140,000 \$125,000 \$125,000 \$80,000 \$90,000	\$210,000 \$175,000 \$168,000 \$165,000 \$145,000 \$131,000 \$120,000	\$280,000 \$225,000 \$221,000 \$200,000 \$165,000 \$150,000

Elderly Exemption Comparison Exemption Amount 80+ Years Old							
	Single	Married	Single	Married	Exemption 65-	Exemption 75-	Exemption 80+
	Income:	Income:	Assets:	Assets:	74 years old	79 years old	years old
Portsmouth	\$46,124	\$63,108	\$500,000	\$500,000	\$235,000	\$285,000	\$335,000
Dover	\$47,000	\$64,000	\$186,100	\$186,100	\$166,000	\$234,000	\$300,000
Nashua	\$50,000	\$50,000	\$162,000	\$162,000	\$194,000	\$224,000	\$280,000
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North Hampton	\$40,800	\$59,000	\$190,000	\$190,000	\$125,000	\$165,000	\$200,000
Stratham	\$36,000	\$60,000	\$200,000	\$200,000	\$125,000	\$145,000	\$165,000
Rochester	\$38,500	\$55,000	\$120,000	\$120,000	\$90,000	\$120,000	\$150,000
Rye	\$40,000	\$59,900	\$199,000	\$199,000	\$75,000	\$90,000	\$105,000
Greenland	\$36,000	\$60,000	\$75,000	\$75,000	\$60,000	\$80,000	\$100,000
Somersworth	\$35,000	\$50,000	\$100,000	\$100,000	\$65,000	\$80,000	\$90,000

3. Request for Public Hearing Regarding All Veterans and Optional Veterans Tax Credit Re-Adoption and Increase from \$500 to \$750:

On November 14, 2022, the city council voted to draft two resolution as follows:

- Increasing the Optional Tax Credit from \$500.00 to \$750.00 and be brought back with any necessary changes to the City Council for re-adoption before March 31, 2023.
- Draft a resolution expanding the All Veterans Tax Credit Eligibility to those that currently serve be brought back with any necessary changes to the City Council for readoption before March 31, 2023.

Attached are the two draft resolutions with recommended language.

The re-adoption is required due to the New Hampshire Legislature passing, and Governor Sununu signing into law House Bill 1667 (Chapter 121, Laws of 2022), amending eligibility criteria for certain veterans' property tax credits. Effective on July 26, 2022, the bill amended RSA 72:28, the "Standard and Optional Veterans' Tax Credit," and RSA 72:28-b, the "All Veterans' Tax Credit," to expand the eligibility requirements of the veterans' tax credit to include individuals who have not yet been discharged from service in the armed forces.

Under RSA 72:27-a, IV amendments to tax credits and exemptions which require adoption will only apply "in a municipality which previously adopted the provision only after the municipality complies with the procedure" specified in RSA 72:27-a, II, unless otherwise expressly required by law. Nothing in HB 1667 created an exception to this re-adoption requirement.

As a result of the passage of HB 1667, a technical information release; Updated EIR 2022-05, dated October 24, 2022 advised municipalities to consider the following:

For municipalities with an Optional Veterans' Tax Credit under RSA 72:28, II:

- The existing Optional Veteran's Tax Credit will remain in place for the April 1, 2022 tax year.
- The Optional Veteran's Tax Credit, at the existing amount or at a new amount, must be *readopted* pursuant to RSA 72:27-a to remain in place and include the expanded eligibility effective for the April 1, 2023 tax year.
- If the Optional Veteran's Tax Credit is not readopted, the Standard Veterans' Tax Credit will be in place for the April 1, 2023 tax year, which will include the expanded eligibility requirements. This standard credit is \$50 according to the State RSA.
- The existing All Veterans' Tax Credit will remain in place for the April 1, 2022 tax year.
- The All Veterans' Tax Credit, at the existing amount or at a new amount, must be *readopted* pursuant to RSA 72:27-a to remain in place and include the expanded eligibility effective April 1, 2023 tax year.
- If the All Veterans' Tax Credit is not readopted, the Standard Veterans' Tax Credit will be in place for the April 1, 2023 tax year, which will include the expanded eligibility requirements. This standard credit is \$50 according to the State RSA.

Current impact on the City's revenue due to the increase in the credit amount is as follows:

		ent Exemption mount 2022	Increa	se of 8.7 % SS	Exemption nount 2023		
Single	\$	46,124.00	\$	4,012.79	\$ 50,136.79		
Married	\$	63,108.00	\$	5,490.40	\$ 68,598.40		
Credit	# R	eceiving Tax Credit		nt \$500 Credit Amount	posed \$750 dit Amount	Re	ditional evenue Loss
Optional Veterans	1	660	\$	500.00	\$ 750.00	\$ 16	35,000.00
All Veterans		69	\$	500.00	\$ 750.00	\$ 1	17,250.00
Totals		729				\$ 18	32,250.00

Note: The current tax rate of \$15.20 would be decreased to a difference of .03 cents on the current tax rate if the tax credit was expanded.

Any adjustment if approved would be for the 2024 Fiscal Year, 2023 Tax Year. New applicants must submit an application and required documentation by April 15th 2023 in order to qualify.

I recommend that the City Council move to schedule a Public Hearing regarding these options at the February 21, 2023 City Council.

XII. Consent Agenda:

A. Projecting Sign Request – 55 Congress Street:

Permission is being sought to install a projecting sign at 55 Congress Street that extends over the public right of way, as follows:

Sign dimensions: 35" x 25"

Sign area: 6 sq. ft.

The proposed sign complies with zoning requirements. If a license is granted by the City Council, no other municipal approvals are needed. *Therefore, I recommend approval of a revocable municipal license, subject to the following conditions:*

- 1) The license shall be approved by the Legal Department as to content and form;
- 2) Any removal or relocation of the sign, for any reason, shall be done at no cost to the City; and
- 3) Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the signs, 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.

XVI. Approval of Grants/Donations:

A. Acceptance of 2023 NH Moose Plate Grant - \$20,000:

Thanks to the efforts of the Planning and Sustainability Department, the City of Portsmouth is the recipient of a 2023 New Hampshire Moose Plate Grant which will grant the City \$20,000 to complete the following tasks:

- 1) Hire a wetland scientist to perform an updated delineation of the City's wetland boundaries (previously done in 2002);
- 2) Digitize the updated boundaries and buffers; and
- 3) Coordinate outreach to inform the City, wetland abutters and other impacted groups (i.e. Conservation Commission, Planning Board) of the updated delineation.

I recommend that the City Council vote to accept New Hampshire State Conservation Committee funds and authorize the City Manager to enter into a contract with the New Hampshire State Conservation Committee, Department of Agriculture, Markets and Foods.

B. Application for Membership As A Certified Local Government:

Attached please find a memorandum requesting membership within the NH Certified Local Government (CLG) Program.

I recommend that the City Council vote to support the City submitting the application to the CLG Program administered by the Division of Historic Resources.

XVII. City Manager's Informational Items:

1. McIntyre Update:

City Attorney Susan Morrell and I will provide an update on the McIntyre Redevelopment Project at this evening's meeting.

2. Outdoor Dining Administrative Purview:

In follow up to the City Council's discussion of outdoor dining during its January 23, 2023 Council meeting, the attached memorandum provides additional background information, clarification, and advance notice of how City Administration expects to implement the licensing of outdoor dining.

3. Report Back on Little Bay Waterline Project:

Please find attached a report back regarding the Little Bay Waterline Project, which was requested by Councilor Lombardi at the January 23, 2023 City Council.

4. Portsmouth Sewer Water Rates Compared to other Municipalities:

Please find attached a report on Portsmouth's sewer water rates compared to other municipalities.

MEMORANDUM OF UNDERSTANDING FOR PROFESSIONAL SERVICES BETWEEN THE COALITION COMMUNITIES 2.0

This Memorandum of Understanding ("MOU" or "Agreement") is entered into by the City of Portsmouth and the Towns/Cities listed in Exhibit B as may be updated from time to time (hereinafter referred collectively as "Coalition Communities 2.0") and each understands and agrees to the commitments, terms, and conditions contained in this Agreement.

WHEREAS, For approximately ten years prior to 2006, the state funded education through a formula that created what was commonly known of as "donor" and "receiver" towns. Under this formula, a community was characterized as a donor community if it raised more in Statewide Education Property Tax ("SWEPT") than the state's calculation of that community's total cost of an adequate education for its students. This "excess" SWEPT was then distributed by the state to the community's whose total cost of education exceeded the amount raised in SWEPT (known as "receiver" communities).

WHEREAS, The former donor towns worked together to challenge the donor/receiver education funding formula through the formation of a group known as the "Coalition Communities". In part, due to the advocacy and lobbying efforts of the Coalition Communities, the legislature abolished the donor/receiver education funding formula and from 2006 through the present, communities now retain the "excess" SWEPT they raise.

WHEREAS, A Commission to Study School Funding ("Commission") was created by the NH Legislature in 2019 to "review the education funding formula and make recommendations to ensure a uniform and equitable design for financing the cost of an adequate education for all public-school students." RSA 193-E:2-e;

WHEREAS, The Commission's Report, issued on December 1, 2020, recommends, in part, the return of a donor/receiver education funding model by recommending that communities that generate excess SWEPT remit the "excess" SWEPT to the state for redistribution to towns whose cost of an adequate education is more than the SWEPT the town generates;

WHEREAS, The Commission's Report was comprehensive in its analysis of students' needs and in identifying the deficiencies in how the state fulfills its constitutional obligations to provide students with an adequate education but seriously deficient in its misplaced reliance on the broken and overburdened system of funding education through the property tax.

WHEREAS, Legislation will be introduced in 2021 and possibly subsequent years that adopts in similar fashion the Commission's recommendation of a donor/receiver education funding formula, which will have a substantially negative effect on the taxpayers from newly created donor communities ("Coalition Communities 2.0");

WHEREAS, All Coalition Communities 2.0 are members of the New Hampshire Municipal Association ("NHMA"). NHMA provides advocacy and lobbying services to its members but it may not lobby on behalf of specific legislation supported or opposed by a municipality unless it is of interest to its members generally and supported by clear member-

adopted policy positions as legislative principles. NHMA's current legislative policy on education does not specifically oppose a donor/receiver education funding model. NHMA does not take a position on issues that pit one set of communities against another set of communities. Without majority membership support, NHMA's ability to lobby on behalf of the Coalition Communities 2.0 is severely limited and leaves its Coalition Community 2.0 members at a disadvantage in their ability to effectively advocate in opposition to legislation that would recreate a donor/receiver education funding formula;

WHEREAS, RSA 31:9 provides that "[t]owns may at any legal meeting authorize the employment by the selectmen of counsel in legislative matters in which the town is directly or indirectly interested, or may ratify the previous employment by the selectmen of such counsel and may grant and vote money therefor.";

WHEREAS, Education funding is a complex issue and it would be unduly burdensome and costly for each town to separately track, advocate and lobby in opposition to education funding legislation that supports a donor/receiver model, particularly during COVID-19;

WHEREAS, The Coalition Communities 2.0 seek to share the cost of professional services, including but not limited to lobbying, communication, legal, and other professional services if required to advocate and educate others regarding its opposition to public policies related to the use of the property tax to fund education

THEREFORE, the Coalition Communities 2.0 enter into this Agreement for the purposes set forth above, as follows:

I. **DEFINITIONS**

- A. "Advocate" shall mean the individual hired to provide professional lobbying services, as further described in the Request for Proposal attached as Exhibit A.
- B. "Agreement" shall mean this document, this Memorandum of Understanding for Professional Services Between the Coalition Communities 2.0.
 - C. "Biennium" shall mean the two-year term of the legislature.
- D. "Coalition Communities" shall mean donor towns under prior education funding formulas.
- E. "Coalition Communities 2.0" shall mean any potential donor towns under an education funding formula that adopts the Commission's recommendation or any portion thereof that returns to a donor/receiver education funding formula. See also Member.
- F. "Commission" shall mean the Commission to Study School Funding created by RSA 193-E:2-e.
 - G. "Donor communities" shall mean a community that when SWEPT is assessed

on the municipality's total equalized assessed property value, SWEPT raises more funds than the state's calculated cost of an adequate education assessed for all students. This excess SWEPT is remitted to and distributed by the state to receiver communities.

- H. "Excess SWEPT" shall mean when the SWEPT is applied to the equalized property value of a town, it raises more in SWEPT than the state's calculated cost of an adequate education for all students in its community.
- I. "Joint Board" shall mean the Joint Board for the Coalition Communities 2.0's Joint Board, which will be the oversight board for the Coalition Communities 2.0. This Joint Board shall not be confused with the Board of Selectmen for the individual towns that are members of the Coalition Communities 2.0.
- J. "Lobbying Services" are the professional lobbying services, as further described in the Request for Proposal attached as Exhibit A.
- K. "Member" shall mean a town or city that is a potential new donor town and party to this Agreement. A Member has contributed its full Assessment and is a full voting member. The Joint Board may create Associate Membership or other types of memberships for those towns who have made a contribution but not in the full amount of the suggested Assessment.
- L. "Receiver Communities" shall mean a community that when SWEPT is assessed on the municipality's total equalized assessed property value, SWEPT raises less than the state's calculated cost of an adequate education for all its students. The state distributes excess SWEPT raised by donor communities to receiver communities to meet its obligation to fund an adequate education.
- M. "Report" shall mean the report of the Commission entitled *Our Schools, Our Kids; Achieving Greater Equity for New Hampshire Students and Taxpayers, A Report From The Commission to Study School Funding, Submitted to the New Hampshire General Court, December 1, 2020 Relative to RSA 193-E:2-e.*
- N. "SWEPT" shall mean the Statewide Education Property Tax or any other form of property tax assessed by the State of New Hampshire.

II. PURPOSE OF THIS AGREEMENT

The purpose of this Agreement is to allow the Coalition Communities 2.0 to jointly hire an advocate for professional lobbying, communication and legal services or other professional services and to share the costs associated with these services as more fully set forth in the Scope of Services attached as Exhibit A or other future contracts or Requests.

III. DURATION OF AGREEMENT

The term of this Agreement runs concurrent with the current biennium of the legislature from January, 2023 through December 31, 2024. This Agreement may be renewed for an additional two-year term by vote of the majority of the Members after receipt of authorization

from its board of selectmen or city council at its annual meeting prior to termination.

IV. MEMBERSHIP

The undersigned hereby organize and constitute themselves as Members of the Coalition Communities 2.0. The Members are listed in Exhibit B, which is attached and incorporated hereto. Each Member is authorized to participate by vote of its Board of Selectmen or City Council and copies of these votes are attached and incorporated as Exhibit C. Each signatory is an authorized representative of its town or city.

Members shall be limited to fifty (50). There will be an organizational meeting of the Members within upon renewal as described in Section III of this Agreement. At the organizational meeting, the Members will elect the Joint Board members as more fully described in Section V. Each Member is afforded one vote in all matters upon which require action. A majority vote of those Members present and voting shall be needed to act upon any business associated with this Agreement. One third of the total Membership shall constitute a quorum.

V. JOINT BOARD

1. Purpose of Joint Board

- A. The Joint Board has the authority to enter into contracts on behalf of the Members, including but not limited to professional services contracts for lobbying, communication, legal, and other professional services approved by majority vote of the Members, to hire, supervise, advise and direct the activities of the professionals hired under the terms any contract, to negotiate with respect to all matters relating to this Agreement, to request, collect, hold, accept, invest, disperse and expend funds, to approve bills and circulate documents necessary in order to keep Members informed of activities pursuant to this Agreement and conduct such other activities as the Joint Board deems necessary and proper to carry out the purposes of this Agreement.
- B. The Joint Board shall have the sole authority to approve an annual operating budget, which it shall transmit to the Members.
- C. Officers: Beginning with its first meeting and then annually thereafter, the Joint Board shall elect a Chair, Vice Chair and a Clerk from the members of the Joint Board. The Chair shall serve as the official spokesperson for the Members.

2. Membership of Joint Board

A minimum of five regular members of the Joint Board shall be comprised of three town/city managers and two elected officials from its Members. All Joint Board members shall be nominated at the Members' organizational meeting and serve through the expiration of the term of this Agreement. If this Agreement is renewed by the Members for an additional term,

the Members will elect Joint Board members before its first meeting during the first 30 days of the renewed term. There are no term limits for Joint Board members. Joint Board members may be supported by appropriate staff from its community.

Joint Board members and its officers shall not be personally liable for any debt, liability or obligation of the Coalition Communities 2.0. All persons having any claim against the Coalition Communities 2.0 may look only to its funds for payment of any such contract or claim, or for the payment of any debt, damages, judgment or decrees, or of any money that may otherwise become due and payable to them from the Coalition Communities 2.0.

3. Meetings:

- A. Annual meetings. The Joint Board shall schedule one annual meeting of the Members during the term of this Agreement after the close of the legislative session.
- B. Regular meetings. The Joint Board shall meet regularly at quarterly meetings or more frequently at the call of the Chair at such times and places that are mutually convenient to discuss issues of mutual concern to the Members. The Joint Board shall meet once a month with the Members while the legislature is in session, as publicly noticed to the members. Additional meetings with Members may be scheduled either by the call of the Chair or by written request of five or more Members. The Clerk shall post proper notice of all meetings and shall record minutes pursuant to RSA 91-A:2. Attendance for purposes of quorum and voting may be by telephone or video, subject to the provision of RSA 91-A.
 - 4. Voting and Alternates.
- A. Number of Joint Board members. The membership of the Joint Board is comprised of five regular members and two alternate members.
- B. Quorum. Three of the five Joint Board members in attendance at a meeting are necessary to form a quorum.
- C. Majority vote. All votes will pass by simple majority.
- D. Role of Alternates.

Alternate member(s) shall sit with all other Joint Board members during the meetings and may participate but may only vote if regular member can't participate on said item. If an alternate has already been appointed to sit in for a regular member, then the second alternate shall be appointed by the Chair.

If a Joint Board member has unexcused absences for 2 consecutive or 3 total meetings during the term of this Agreement, they will be deemed to have vacated their position and the Joint Board will be free to appoint an alternate as a regular member to the vacant position upon majority vote of the Joint Board. If a Joint Board member resigns or is unable

to continue to serve, the Joint Board will appoint an alternate as a regular member by majority vote of the Joint Board.

If alternates become regular members of the Joint Board, new alternates will be appointed by the Joint Board from all applicants that have been nominated by five or more Members.

VI. FINANCIAL AGREEMENT

A. Apportionment of Cost: The Coalition Communities 2.0 agree that they will apportion costs as follows:

Apportionments shall be assessed annually to each Member no later than the 30th of June of each year of the Agreement. The Apportionment may be based on each Member's percentage of the group's total equalized property value as determined by the most recent and available data from the NH Department of Revenue Administration. Once adopted, this Apportionment formula may not be amended without a majority vote of the Members. This Apportionment will take into account the contributions transferred by Members from the Claremont Coalition Account.

- B. Special Associate Member. Special Associate Member Assessment shall be assessed by the Joint Board to Associate Members who are not parties to this Agreement and may not vote but have requested information and/or support the Coalition Communities efforts.
- C. Fiscal Agent. The Members agree that the City of Portsmouth ("City") will be the fiscal agent for the funds described in paragraph A above. The funds will be collected by the Joint Board and held by the City for purposes set forth in this Agreement and the Request for Proposals set forth in Exhibit A. However, the Members have delegated all decisions relative to the acceptance and expenditure of funds to the authority to the Joint Board, as described more fully in section IV above
- D. Accounting for Funds. The Joint Board with assistance from the Fiscal Agent shall provide to the Members from time to time, but at least quarterly, a formal accounting of monies received, spent, and obligated, and a final accounting upon the termination of the Agreement.
- E. No funds will inure to the benefit of any member of the Joint Board, private individuals, or employee of municipalities subject to this Agreement except that reasonable compensation may be paid for services rendered to the Members, including but not limited to contracted services and administrative support.
- F. Funds upon Termination. Upon termination of this Agreement, no individual employee or member of the Joint Board shall be entitled to a share in the distribution of any funds upon dissolution. Upon termination, the funds shall be distributed to each Member at the time of distribution in proportion to the percentage of its contribution relative to the total contribution of the all Members made in the year of distribution.

VII. Termination

A. Mutual Agreement. This Agreement may be terminated at the end of the two-year term upon mutual agreement of the Members' Boards of Selectmen and City Council. The Boards of Selectmen and City Council shall make the decision to terminate in September of the second year of the term of this Agreement.

B. Terminate Without Penalty.

If this Agreement is renewed for a additional term, a Member wishing to withdraw from the Agreement shall give notice three months before the expiration of the two-year term and shall be responsible for its share of the Apportionment until the expiration of the term. Notice shall be in writing from the Board of Selectmen of the withdrawing Member to the Joint Board. The Joint Board will notify the other Members of any Member's withdrawal through their authorized agents who have executed this Agreement. This Agreement shall terminate upon completion of its two-year term if not renewed.

C. Termination With Penalty

A Member wishing to withdraw from the Agreement before the end of the two-year term shall be responsible for its share of the Apportionment until the completion of the term. Notice shall be in writing from the Board of Selectmen of the withdrawing Member to the Joint Board. The Joint Board will notify the other Members of any Member's withdrawal through their authorized agents who have executed this Agreement.

VIII. Other

- A. Amendment: This Agreement may be amended only by written Agreement signed by the majority of Members.
- B. City Council and Board of Selectman Approval: All Members undersigned have received approval of this Agreement by its City Council or Board of Selectman and have been authorized to participate by votes taken on dates attached and incorporated as Exhibit C.
- C. Notices: Notices for each party shall be in writing and mailed to the individuals listed in Exhibit B which is attached and incorporated hereto.
- D. Severability: If any provision of this Agreement is deemed invalid or unenforceable, the remaining provisions shall remain in full force and effect.
- E. Governing Law: This Agreement shall be governed by and interpreted in accordance with the provisions of the laws of the State of New Hampshire.
- F. Separate Document: This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

MOU 2023-2024 Page **7** of **17**

Exhibit A

COALITION COMMUNITIES 2.0

www.coalitioncommunitiesnh.com

C/O Bernstein Shur, Attn.: Jim Merrill
Jefferson Mill Bldg., 670 N. Commercial St., Suite 108
P.O. Box 1120
Manchester, NH 038105-1120

REQUEST FOR PROPOSALS BY INVITATION PROFESSIONAL LOBBYING SERVICES

Proposals will be accepted until September 9, 2022 by 3 pm.

A coalition of similarly situated municipalities have created an association of communities called the "Coalition Communities 2.0" to engage an individual or organization to provide lobbying, legal, and/or communication services, which tracks and respond to legislative initiatives during the 2023-2024 Legislative session relative to public school funding as more fully described in SCOPE OF WORK.

Questions may be addressed to Jim Merrill at (603) 665-8853.

The Coalition Communities 2.0 through its representatives on the Joint Board reserves the right to reject any or all proposals, to waive technical or legal deficiencies, and to accept and negotiate any terms of a proposal that may be in the best interest of the Coalition Communities 2.0 with which it will be working.

SCOPE OF WORK

OBJECTIVE: The Coalition Communities 2.0 seek to enter into an independent contractor relationship with an individual or organization to provide three (3) tiers of services to include lobbying, legal, and/or communication services for the legislative years 2023-2024.

BACKGROUND: For approximately ten years prior to 2006, the state funded education through a formula that created what was commonly known of as "donor" and "receiver" towns. Under this formula, a community was characterized as a donor community if it raised more in Statewide Education Property Tax ("SWEPT") than the state's calculation of that community's total cost of an adequate education for its students. This "excess" SWEPT was then distributed by the state to communities whose cost of an adequate education exceeded the amount raised in SWEPT (known as "receiver" communities). Portsmouth, along with other donor towns, worked together to challenge the donor/receiver education funding formula through the formation of a group known as the "Coalition Communities"

A Commission to Study School Funding ("Commission") was created by the Legislature in 2019. On December 1, 2020, the Commission issued its final report which recommends, in part, the return of a donor/receiver education funding model by recommending that communities that generate excess state education property tax to remit the "excess" to the state for redistribution to towns whose cost of an adequate education is more than the state education property tax the town generates. While the Commission did a thorough job in assessing students' educational needs throughout the state, it failed to adequately address how those needs should be funded by improperly relying on the historically overburdened property tax to fund education. (for further details see: https://carsev.unh.edu/school-funding?utm_source=email&utm_medium=lmnm&utm_campaign=carsev-research)

Education funding is a complex issue and it would be unduly burdensome and costly for each potential donor town to separately track, advocate, and lobby in opposition to education funding legislation that supports a donor/receiver model. A group of donor towns, called the Coalition Communities 2.0 has formed to pool resources for professional services as more fully set forth below. (See Exhibit I—the organizing Memorandum of Understanding)

BASIC SERVICES: Responsibilities of the Lobbyist/Advocate: To represent the interests of the Coalition Communities 2.0 before the New Hampshire General Court during the 2023-2024 biennium. Specifically, the Lobbyist/Advocate shall advocate for, provide information about and oppose selected bills, which are introduced during the session that address education funding primarily through an increase in the state education property tax and/or local property tax, which would create an education funding formula that returns to a donor and receiver town education funding concept. The Lobbyist/Advocate will exercise their responsibilities consistent with the legislative rules governing the conduct of lobbyists in New Hampshire. It is further expected that, when necessary, the Lobbyist/Advocate will participate remotely or be physically present at the legislature to attend hearings, discuss bills with legislative members, and testify on pending matters. The Lobbyist/Advocate will regularly communicate on activities to the Joint Board of the Coalition Communities 2.0 and work with its members to create communication plans and strategies for messaging and outreach to oppose donor/receiver education funding legislation.

SERVICE TIERS TO BE PROVIDED

- 1. Lobbying and Legislative Advocacy (Basic and Required)
- 2. Communications Planning (Possible Additional Services)
- 3. Legal Services (Optional Future Services Not Presently Required)

Nothing in this RFP prohibits multiple firms from collaborating in making a unified proposal that addresses all three Service Tiers.

SUBMITTAL REQUIREMENTS

Submissions shall include the following:

- 1. A cover letter briefly summarizing the Applicant, its services as it relates to the Service Tiers, resources and qualifications as well as providing contact information;
- 2. Names and qualifications of specific persons who are likely to be most involved in providing service;
- Completed Statement of Qualifications included in this document, including detail of
 your experience with legislative matters and advocating before the NH House and /or
 Senate generally, and specifically detail your experience regarding education funding
 issues and providing the other Service Tiers;
- 4. At least three (3) references, including <u>current</u> contact name and phone number for similar services;
- 5. Completed Detailed Price Proposal, included in this document, with a separate fee proposal for 2023 and 2024 for each Service Tier, including any caps.
- 6. Completed Scope of Work Outline attached at the end of this document indicating which tasks are included in which Service Tier.
- 7. Provide the name and addresses of all other entities or individuals who have engaged you to lobby for them at present or at any time for the past three (3) years.
- 8. Applicant may submit such additional information as it deems necessary or helpful to the Coalition's evaluation process.

With regard to the Detailed Price Proposal, the Coalition Communities 2.0, prefers a fixed base fee for the minimum scope of services (Lobbying and Legislative Advocacy Basic and Required Tier #1) to be provided with a price breakdown for such additional services (Communication and Planning Tier #2 & Optional Future Legal Services Not Presently Required Tier #3) as the firm may wish to suggest or recommend. Any assumptions and/or limitations in the price proposal (for example the number of public hearings to be covered for a set fee) should be clearly identified. Hourly or other fees not included in a base price should be clearly noted.

EVALUATION CRITERIA

Proposals will be evaluated by the Joint Board using the following criteria:

- 1. Responsiveness to the RFP;
- 2. Applicant's general qualifications including background, references, experience, its reputation for performance, schedule availability, and the depth of available resources;
- 3. Ability, qualifications and reputation of professional staff most likely to be assigned; and

4. Price and rates evaluated separately once a most desired applicant is determined using the first three criteria.

The Coalition Communities 2.0, by its Joint Board and at its discretion, may select a provider outright or select a finalist(s) for in person and/or telephone interviews.

Questions may be addressed to Jim Merrill at (603) 665-8853.

SELECTION

The highest-ranking firm will be offered the opportunity to enter into contract negotiations with the Joint Board of the Coalition Communities 2.0. If the parties cannot agree on the final contract terms and scope, the Joint Board may proceed to the next highest ranked firm.

RESERVATION OF RIGHTS

The Coalition reserves the right to reject any or all proposals, to waive technical or legal deficiencies, and to accept or negotiate any terms of a proposal that may be in the best interest of the Coalition Communities 2.0 as determined by the Joint Board.

By submitting a proposal, the applicant authorizes the Coalition Communities 2.0 and/or its representatives/agents to undertake such investigation as may be necessary to verify the applicant's qualifications and reputation. The applicant may be requested to execute a release(s) in favor of third parties who have information relative to the Contractor's qualifications and reputation. Refusal to execute a release may result in disqualification. Any and all expenses in preparing and responding to this RFP are to be borne by the applicant.

STATEMENT OF QUALIFICATIONS

All questions must be answered and the data given must be clear and comprehensive. Complete on or add separate sheets if necessary. This statement shall be submitted with Proposal.

1.	Name of Applicant
2.	Permanent Main Office Address
3.	Form of Entity
4.	When and Where Organized
5.	How many years has Applicant been engaged in that business under its present name; also state names and dates of previous firm names, if any.
6.	In the last five years, has Applicant ever been terminated from a contract?
	(no) (yes) If so, where, when, and why?
7.	In the last five years, has Applicant ever been a party to any litigation, arbitration, mediation or other dispute resolution process?
	(no) (yes) If so, please provide a brief summary of the claim and resolution.
8.	In the last three years, has the Applicant been the subject of any federal or state investigation or regulatory action relative to the provision of services?
	(no) (yes) If so, please provide a brief summary of the
	investigation or regulatory action.

relevant co	ontact information for each.		
Detect this	day of	2022	
Dated tills	day of	, 2022.	
	NAME:		
	BY:		
	TITLE:		

For the past three years, provide a list of NH municipal or municipally related clients with

9.

STATEMENT OF PRICE PROPOSAL

This Statement of Price Proposal must accompany the Statement of Qualifications

All questions must be answered and the data given must be clear and comprehensive. Complete on or add separate sheets if necessary. This statement shall be submitted with Proposal.

Price Proposals:

1. Lobbying and	d Legislative Ac	Ivocacy (Ba	sic and Required):					
2. Communications Planning (Possible Additional Services):								
3. Legal Service	3. Legal Services (Optional Future Services Not Presently Required)							
Dated this	day of		, 2022.					
		BY:						

SCOPE OF WORK OUTLINE FOR SERVICE TIERS PROPOSED

Please indicate which Service Tier the stated tasks are included in your proposal. The stated tasks are illustrative examples of the Scope of Work and is not to be considered an exhaustive list of all tasks included in the Scope. Complete on or add separate sheets if necessary. This statement shall be submitted with any Proposal.

	TASKS AS PART OF THE SCOPE	TIER 1	TIER 2	TIER 3
1.	Lobbying/Advocacy			
2.	Govt. Relations Services			
3.	Monitoring Legislation			
4.	Monitoring Regulations			
5.	Updating Joint Board			
6.	Updating CC 2.0 Membership			
7.	Coordinating Testimony			
8.	Strategic Counseling/Planning			
9.	External Communications			
10	. Develop a Communications Plan			
11	. Organize Joint Board Meetings			
12	. Post Meetings of Joint Board			
13	. Post Meetings of Membership			
14	. Create Agendas for Joint Board/Membership			
15	. Minute Creation & posting same			
16	. Hosting in Person/Video Conferencing Services			
17	. Hosting Website and Page Content			
18	. Establish a Social Media Presence			
19	. Op-Ed Pieces			
20	. Interview Pieces			
21	. Spokesmanship			
22	. Legal Actions as Necessary			
23	. Regulatory Review			
24.	Other:			

Exhibit B

Member Municipalities as of January 1, 2023

Bridgewater

Carroll

Franconia

Hampton Hebron

Holderness

Hollis

Jackson

Lebanon		
Lincoln		
Meredith		
Moultonborough		
New Castle		
New London		
Newbury		
Newington		
North Hampton		
Portsmouth		
Rye		
Sugar Hill		
Sunapee		
Tuftonboro		
Waterville Valley		
Wolfeboro		

EXHIBIT C AUTHORIZATION AND SIGNATURE

The person executing this MEMORANDUM OF UNDERSTANDING, FOR
PROFESSIONAL SERVICES BETWEEN THE COALITION COMMUNITIES 2.0
(Agreement) on behalf of the Town of represents and
warrants that they have all legal authority and authorization necessary to enter into this
Agreement, and that such person has been duly authorized by its City/Town
Council/Board of Selectmen to execute this Agreement on behalf of the undersigned
City/Town and will attach, as a separate exhibit, evidence of such authorization
Further, the person executing this Agreement has been duly authorized to represent the
undersigned City/Town as a member with regard to any terms contained within the
agreement.
IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date written below.
DATE:
CITY/TOWN OF:
SIGNATURE:
PRINTED NAME:
TITLE:
EMAIL ADDRESS:
MAILING ADDRESS:
BEST AVAILABLE TELEPHONE:

COALITION COMMUNITIES 2.0

JOINT BOARD

Mark Decoteau, Town of Waterville Valley, Chair Paul Deschaine, Town of Newington, Vice-Chair Shaun Mulholland, City of Lebanon, Secretary Rich James, Town of Hebron, Member Terry Murphy, Town of Bridgewater, Member Shannon Martinez, Town of Sunapee, Alternate

December 6, 2022

Re: Coalition Update from the Joint Board

Dear Coalition Members,

I am writing to update you on recent events affecting our group and provide you with information as you enter your municipal budget process. I will begin with an update on activities which have occurred since our last full board meeting in September.

In mid-October the Joint Board was made aware of changes in the Rand vs. State of New Hampshire legal case (Rand). An injunctive relief pleading was filed at the Grafton County Superior Court. After discussing possible ramifications with legal counsel, the Joint Board decided to file a motion to intervene in the case. The Grafton County judge recused himself from the case as he is a property owner in Lebanon and the case was reassigned to Rockingham Superior Court. On November 28, our Counsel participated in a hearing on both a Temporary Restraining Order, and whether our group would be granted intervener status in the case to participate in matters related to the Statewide Education Property Tax (SWEPT) system. We were just notified today that the judge denied the injunction relief and granted our group intervenor status on the SWEPT issue.

As we moved into the recent election season, Bernstein Shur notified us that they did not wish to extend their service agreement with our group for the 2023-2024 Legislature. The Joint Board interviewed and selected the Sheehan Phinney Capital Group (SPCG) for the 2023-2024 Legislative sessions effective December 1st. Given the very tight balance of power in the House, and the upcoming budget process, it is beneficial to have SPCG available to monitor legislation and advocate our position on the SWEPT system. The Sheehan Phinney Bass & Green (SPBG) is providing our legal services related to the Rand case providing an integrated team for any necessary public communications needs.

The documents we have enclosed are required to renew our membership agreements through the 2023-2024 Biennium. The first document is a revised Memorandum of Understanding (MOU). The Joint Board has edited the agreement to reflect new dates and correct some administrative issues we noted during the past two years. One notable change is the scheduling of our Annual Meeting to the month of September instead of July.

The other document is a revised budget and community assessment list for 2023 and 2024. Advocacy and communications costs are the same as budgeted in 2021 and 2022. The budget is higher than the previous Biennium due to the need for current and anticipated legal fees related to the Rand case. The increase in anticipated legal costs means that community assessments will increase during the upcoming year and maybe into 2024 as well. We will continue to evaluate the legal process and make sure that we do not spend any more than necessary to defend our position on SWEPT. Should the legal process become more involved than we project right now, we will call a full board meeting to review our options with the entire membership. We are coordinating with the Portsmouth Finance Office to send out assessment invoices soon for payment during 2023.

We request that your community review and approve the updated MOU. Please return a signed copy of the authorization sheet (Exhibit C) electronically to the Joint Board Secretary Shaun Mulholland (Shaun.Mulholland@lebanonnh.gov) at your earliest convenience.

All members are always welcome to attend Joint Board monthly meetings in person or electronically. We appreciate your input on the legislative and legal matters to ensure that we are representing the interests of our members thoroughly and appropriately.

We look forward to continuing to make our position on the use of SWEPT for education funding very clear to legislators and decision makers and protecting our communities from the negative effects of this funding model. If you have any immediate questions or concerns, please do not hesitate to contact me via email at www.wmanager@watervillevalley.org or on my cell phone at (603) 254-8303.

Sincerely,

Town Manager

Town of Waterville Valley, NH

Chair, Coalition Communities 2.0

RESOLUTION #1

THE CITY OF PORTSMOUTH TWO THOUSAND TWENTY-THREE PORTSMOUTH, NEW HAMPSHIRE

OPITIONAL VETERANS' TAX CREDIT

DE	:01	AI.	11.	TI/		l #
Κг	:31	IJL	u		UΝ	4 ++

BE IT RESOLVED:

THAT Pursuant to 72:27-a, the City of Portsmouth hereby readopts the provisions of the Optional Veterans' Tax Credit pursuant to RSA 72:28,II in the amount of \$750 on the taxes due on the residential real estate of any resident who is a veteran as defined in RSA 21:50 and, served not less than 90 days on active service in the armed forces of the United States in any qualifying war or armed conflict listed in this section, and, continues to serve or was honorably discharged or, an officer who continues to serve or was honorably separated from service or, the spouse or surviving spouse of such resident provided that training for active duty by a member of the national guard or reserve shall be included as service under this subparagraph, or who was terminated from the armed forces because of service-connected disability or, the surviving spouse of such resident, or the surviving spouse of any resident who suffered a service-connected death.

BE IT FURTHER RESOLVED that this Resolution shall take effect for the 2023 property tax year.

	APPROVED:
	DEAGLAN McEACHERN, MAYOR
ADOPTED BY THE CITY COUNCIL: , 2023	
KELLI L. BARNABY, CMC	

RESOLUTION #2

THE CITY OF PORTSMOUTH TWO THOUSAND TWENTY-THEE PORTSMOUTH, NEW HAMPSHIRE

ALL VETERANS' TAX CREDIT

RESOLUTION #

BE IT RESOLVED:

THAT Pursuant to 72:27-a, the City of Portsmouth hereby readopts the provisions of the All Veterans' Tax Credit pursuant to RSA 72:28,b, to be the same amount as the Optional Veterans' Tax Credit under RSA 72:28, on the taxes due on the residential real estate of any resident who is a veteran, as defined in RSA 21:50, and, served not less than 90 days on active service in the armed forces of the United States and continues to serve or was honorably discharged or an officer who continues to serve or was honorably separated from service; or the spouse or surviving spouse of such resident, provided that training for active duty or state active duty by a member of the national guard or reserve shall be included as service under this paragraph; provided however that the person is not eligible for and is not receiving a credit under RSA 72:28 or RSA 72:35.

BE IT FURTHER RESOLVED that this Resolution shall take effect for the 2023 property tax year.

	APPROVED:
	DEAGLAN McEACHERN, MAYOR
ADOPTED BY THE CITY COUNCIL: , 2023	
KELLI L. BARNABY, CMC	

MEMORANDUM

TO: Karen Conard, City Manager

FROM: Peter Britz, Planning & Sustainability Director

DATE: January 26, 2023

RE: City Council Referral – Projecting Sign

Address: 55 Congress Street Business Name: Tres Diana Business Owner: Diana Tranique

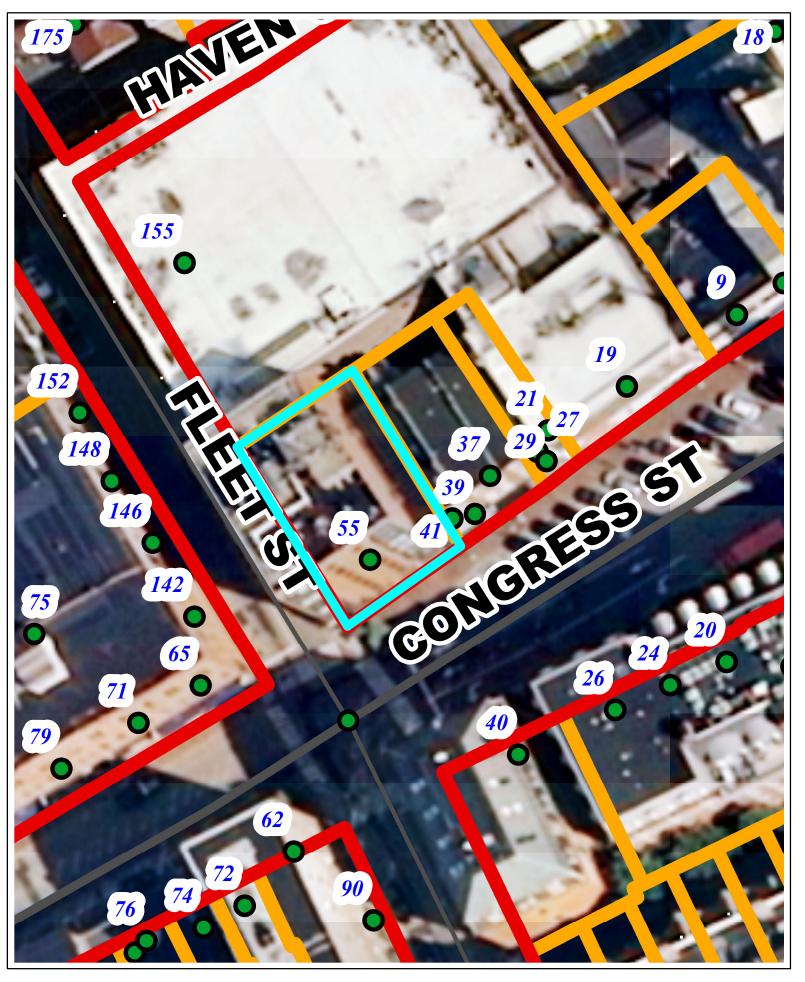
Permission is being sought to install a projecting sign that extends over the public right of way, as follows:

Sign dimensions: 35" x 25"

Sign area: 6 sq. ft.

The proposed sign complies with zoning requirements. If a license is granted by the City Council, no other municipal approvals are needed. Therefore, I recommend approval of a revocable municipal license, subject to the following conditions:

- 1. The license shall be approved by the Legal Department as to content and form;
- 2. Any removal or relocation of the sign, for any reason, shall be done at no cost to the City; and
- 3. Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the signs, 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.





Request for license 55 Congress Street

55 Congress Street Portsmouth NH Business: TresDiana







Millennium Running 138 Bedford Center Rd. Bedford, NH 03110 Tel: 603-488-1186 www.millenniumrunning.com

January 12, 2023

Karen S. Conard. Town Manager City of Portsmouth 1 Junkins Avenue Portsmouth, NH 03801

RE: Event Request - Eastern States 20 Miler & Half Marathon

Dear Ms. Conrad,

I am writing you, on behalf of Millennium Running, for the City of Portsmouth's approval for the Eastern States 20 Miler & Half Marathon to be held in the City of Portsmouth on Sunday, March 26, 2023.

Just as we do for other events in the City of Portsmouth and in the State of NH, we will work in complete cooperation with our local municipal Police and Fire Departments and venue partners to ensure a safe event.

The Eastern States 20 Miler & Half Marathonhas been a legacy event for the area for over 20 years. The event starts in Kittery, ME and runs predominately along Route 1A to the Town of Salisbury, MA while winding through the Towns of Portsmouth, Rye, North Hampton, Hampton, and Seabrook before ending in Salisbury.

The course map can be viewed at https://connect.garmin.com/modern/course/141794860

This event will be making charitable donations to our official charity the Solinsky Center for Cancer Care at The Elliot, as well as numerous local high school organizations from Exeter, Winnacunnet, Oyster River, and Portsmouth High Schools. To date, Millennium has distributed over \$1.3 Million to local organizations from our signature events. We look forward to producing safe, first-class events for our running community while raising funds for our charitable partners.

Further information on the race can be found at http://www.millenniumrunning.com/easternstates or by contacting us directly (Permits@MillenniumRunning.com) with any questions and/or concerns.

Thank you,

Cullen Madden, Director of Operations

Millennium Running

City of Portsmouth Community Event Application

Event Title:	Event Date:	Event Time:
Organization Hosting Event:	Event Organizer Contact	Website:
8 8	Information:	
Event Location (must include ma	n)·	
Event Location (must include ma	Ρ).	
Anticipated Number of Participa	nts:	
Describe your event in detail:		
Additional Information:		
Additional information.		

*Please indicate if you will require the following at your event:

Amplification

Food vendors

Street Closure

Liquor/Alcohol of any sort

		2	023 Eastern States 20 Miler & Half Maratho	n	
	20M Mileage	Half Mileage	Instruction	First Runner	Last Runner
Š	0	-	START at Walker Road (& Wentworth Street)	11:00 AM	11:00 AM
Kittery	0.34	-	LEFT onto Newmarket Street	11:01 AM	11:04 AM
Portsmouth	1	-	STAY RIGHT on Scott Avenue	11:05 AM	11:13 AM
	1.1	-	CONTINUE STRAIGHT onto Daniel Street	11:05 AM	11:14 AM
	1.25	-	LEFT onto Pleasant Street	11:06 AM	11:16 AM
	1.46	-	RIGHT onto Junkins Avenue	11:07 AM	11:19 AM
	1.85	-	RIGHT onto South Avenue	11:09 AM	11:24 AM
	2.14	-	LEFT onto Sagamore Avenue	11:11 AM	11:28 AM
	3.69	-	LEFT onto Pioneer Road	11:19 AM	11:49 AM
	4.77	-	CONTINUE onto Ocean Boulevard	11:25 AM	12:04 PM
	5.54	-	CONTINUE on Ocean Boulevard past Odiorne Point State Park	11:29 AM	12:14 PM
	6.25	-	CONTINUE on Ocean Boulevard past Parsons Road	11:33 AM	12:24 PM
	6.9	0	HALF MARATHON START (Ocean Boulevard @ Glendale Road)	11:00 AM	12:33 PM
	7.12	0.22	CONTINUE on Ocean Boulevard past Wallis Sands State Park	11:01 AM	12:36 PM
Š	7.61	0.71	CONTINUE on Ocean Boulevard past Wallis Road	11:04 AM	12:42 PM
Lr.	8.58	1.68	CONTINUE on Ocean Boulevard past Washington Road	11:09 AM	12:55 PM
	9.85	2.95	CONTINUE on Ocean Boulevard past Harbor Road	11:16 AM	1:12 PM
	10.2	3.3	CONTINUE on Ocean Boulevard past Locke Road	11:18 AM	1:17 PM
	10.6	3.7	CONTINUE on Ocean Boulevard past Cable Road	11:21 AM	1:23 PM
	11.5	4.6	CONTINUE on Ocean Boulevard past Sea Road	11:26 AM	1:35 PM
	12	5.1	CONTINUE on Ocean Boulevard past Central Road	11:29 AM	1:42 PM
	12.6	5.7	STAY RIGHT onto Willow Avenue	11:32 AM	1:50 PM
got	12.9	6	CONTINUE on Willow Avenue past Chapel Road	11:34 AM	1:54 PM
Ē	13.1	6.2	STAY RIGHT onto Ocean Boulevard	11:35 AM	1:56 PM
N. Hampton	13.2	6.3	CONTINUE on Ocean Boulevard past Atlantic Avenue	11:35 AM	1:58 PM
_	13.5	6.6	CONTINUE on Ocean Boulevard past Sea Road	11:37 AM	2:02 PM
	14.9	8	CONTINUE on Ocean Boulevard past High Street / Route 27	11:45 AM	2:21 PM
6	15.9	9	CONTINUE on Ocean Boulevard past Winnacunnet Road / Route 101E	11:51 AM	2:34 PM
Hampton	17	10.1	CONTINUE on Ocean Boulevard past Church Street / Route 101	11:57 AM	2:49 PM
Ĩ	17.3	10.4	CONTINUE on Ocean Boulevard past Island Path	11:59 AM	2:53 PM
	18.2	11.3	CONTINUE on Ocean Boulevard past Hampton Beach State Park	12:04 PM	3:05 PM
충	19.1	12.2	CONTINUE on Ocean Boulevard past River Road / Hooksett Street	12:09 PM	3:17 PM
Seabrook	19.2	12.3	CONTINUE on Ocean Boulevard past Cross Beach Road	12:09 PM	3:19 PM
Se	19.9	13	CONTINUE on Ocean Boulevard past Route 286	12:13 PM	3:28 PM
Salisbury	19.95	13.05	LEFT onto Bay State Road	12:14 PM	3:29 PM
Salis	20	13.1	Finish	12:14 PM	3:30 PM

STATE OF NEW HAMPSHIRE

Application for Parade Permit or Other Activity Conducted on State Highway System

Today's Date: Thursday, January 12, 2023

TO: Department of Transportation Transportation Management Center PO Box 483, 110 Smokey Bear Blvd Concord, New Hampshire 03302-0483 Phone (603) 271-6862 Fax (603) 271-8626

District Engineer

Under provisions of RSA 286:2 and RSA 236:1, application is 1	made for a parade / activity on the state highway system.	
Indicative data is shown below:		
Type of activity?	Road Race	
If so, what type (foot, bike, etc.)?	Foot	
Will event effect highway safety?	No	
Will highway traffic be delayed?	No	
If so, how long?	-	
Will highway traffic be detoured?	No	
Name of sponsoring organization:	Millennium Running	
Mail permit to:	Millennium Running - Eastern States 20 Miler	
	138 Bedford Center Road	
	Bedford, NH 03110	
Phone no. where I may be reached:	603.512.1976	
Purpose of activity:	Community Road Race	
Name of Municipality:	Portsmouth	
Date of activity:	Sunday, March 26, 2023	
Starting and ending times:	11:00 AM - 11:45 AM	
State route(s) to be traveled:	Route 1 & Route 1A (Map Attached)	
Traffic control provided by:	Portsmouth Police Department	
Approved by Town Officials		
	Signed by:	
Selectmen / Town Manager / Police Chief	(Applicant)	
(circle one)	V	
Please attach a simple map or sketch plotting the <u>start</u> , <u>area(s)</u> if provided.	finish, route(s) of travel, detour(s), and parking	
Recommended:		

Pedestrians' Rights and Duties

265:34 Pedestrians Subject to Traffic Signs and Regulations. A pedestrian shall obey the instructions of any traffic sign or regulation specifically applicable to him, unless otherwise directed by a police officer. Pedestrians shall be subject to traffic and pedestrian control signals as provided in RSA 265:9 unless required by local ordinance to comply strictly with such signals. At all other places, pedestrians shall be accorded the privileges and shall be subject to the restriction stated in this chapter.

265:35 Pedestrian's Right of Way in Crosswalks.

- I. When traffic control signals are not in place or not in operation the driver of a vehicle shall yield the right of way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger.
- II. No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close as to constitute an immediate hazard.
 - III. Paragraph I shall not apply under the conditions stated in RSA 265:36.
- IV. Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

265:36 Crossing at Other Than Crosswalks.

- I. Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right of way to all vehicles upon the roadway.
- II. Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right of way to all vehicles upon the roadway.
- III. Between adjacent intersections at which traffic control signals are in operation pedestrians shall not cross at any place except in a marked crosswalk.
- IV. No pedestrian shall cross a roadway intersection diagonally unless authorized by traffic control devices; and, when authorized to cross diagonally, pedestrians shall cross only in accordance with the official traffic control devices pertaining to such crossing movements.
- 265:37 Drivers to Exercise Due Care. Notwithstanding the foregoing provisions of this chapter or the provisions of any local ordinance, every driver of a vehicle shall exercise due car to avoid colliding with any pedestrian or any person propelling a human-powered vehicle and shall give an audible signal when necessary and shall exercise proper precaution upon observing any child or any obviously confused, incapacitated or intoxicated person.
- 265:38 Pedestrians to Use Right Half of Crosswalks. Pedestrians shall move, whenever practicable upon the right half of crosswalks.

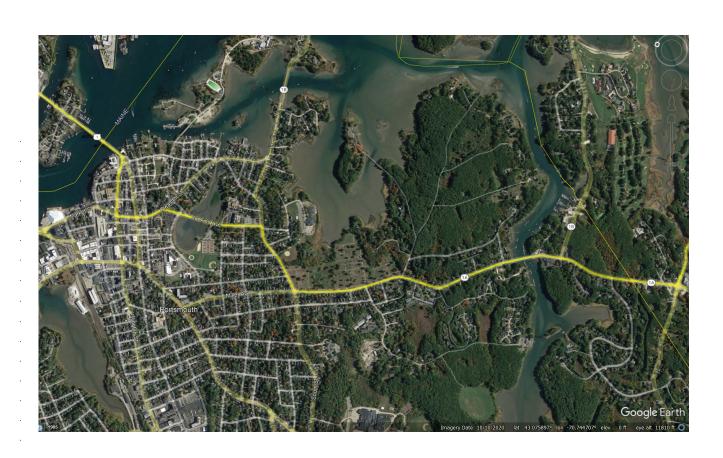
265:39 Pedestrians on Roadway.

- Where sidewalks are provided it shall be unlawful for any pedestrian to walk along and upon an adjacent roadway.
- II. Where a sidewalk is not available, any pedestrian walking along and upon a way shall walk only on a shoulder, as far as practicable from the edge of the roadway. Where neither a sidewalk nor a shoulder is available, any pedestrian walking along and upon a way shall walk as near as practicable to an outside edge of the roadway, and if on a two-way roadway, shall walk only on the left side of the roadway.
- III. Except as otherwise provided in this chapter, any pedestrian upon a roadway shall yield the right of way to all vehicles upon the roadway.

265:40 Pedestrians Soliciting Rides or Business.

- I. No person shall stand on the traveled portion of a roadway for the purpose of soliciting a ride, employment, business or contributions from the occupant of any vehicle.
- II. No person shall stand on or in proximity to the traveled portion of a street or way for the purpose of soliciting the watching or guarding of any vehicle while parked or about to be parked on a street or way.
- III. It shall be lawful for any person to hitchhike or solicit a ride from the occupant of any vehicle upon any road or way, or limited access road and highway provided that the individual is not, when so doing, standing on the paved portion of the road or way.
- IV. No person shall signal a moving vehicle or stop a vehicle on any public way in order to solicit or sell a ticket of admission to an entertainment or sports event.





		;	2023 Eastern States 20 Miler & Half Maratho	on	
	20M Mileage	Half Mileage	Instruction	First Runner	Last Runner
Kittery	0	-	START at Walker Road (& Wentworth Street)	11:00 AM	11:00 AM
Κ	0.34	-	LEFT onto Newmarket Street	11:01 AM	11:04 AM
	1	-	STAY RIGHT on Scott Avenue	11:05 AM	11:13 AM
Portsmouth	1.1	-	CONTINUE STRAIGHT onto Daniel Street	11:05 AM	11:14 AM
	1.25	-	LEFT onto Pleasant Street	11:06 AM	11:16 AM
	1.46	-	RIGHT onto Junkins Avenue	11:07 AM	11:19 AM
	1.85	-	RIGHT onto South Avenue	11:09 AM	11:24 AM
	2.14	-	LEFT onto Sagamore Avenue	11:11 AM	11:28 AM
	3.69	-	LEFT onto Pioneer Road	11:19 AM	11:49 AM
	4.77	-	CONTINUE onto Ocean Boulevard	11:25 AM	12:04 PM
	5.54	-	CONTINUE on Ocean Boulevard past Odiorne Point State Park	11:29 AM	12:14 PM
	6.25	-	CONTINUE on Ocean Boulevard past Parsons Road	11:33 AM	12:24 PM
	6.9	0	HALF MARATHON START (Ocean Boulevard @ Glendale Road)	11:00 AM	12:33 PM
	7.12	0.22	CONTINUE on Ocean Boulevard past Wallis Sands State Park	11:01 AM	12:36 PM
Rye	7.61	0.71	CONTINUE on Ocean Boulevard past Wallis Road	11:04 AM	12:42 PM
_	8.58	1.68	CONTINUE on Ocean Boulevard past Washington Road	11:09 AM	12:55 PM
	9.85	2.95	CONTINUE on Ocean Boulevard past Harbor Road	11:16 AM	1:12 PM
	10.2	3.3	CONTINUE on Ocean Boulevard past Locke Road	11:18 AM	1:17 PM
	10.6	3.7	CONTINUE on Ocean Boulevard past Cable Road	11:21 AM	1:23 PM
	11.5	4.6	CONTINUE on Ocean Boulevard past Sea Road	11:26 AM	1:35 PM
	12	5.1	CONTINUE on Ocean Boulevard past Central Road	11:29 AM	1:42 PM
	12.6	5.7	STAY RIGHT onto Willow Avenue	11:32 AM	1:50 PM
Hampton	12.9	6	CONTINUE on Willow Avenue past Chapel Road	11:34 AM	1:54 PM
am	13.1	6.2	STAY RIGHT onto Ocean Boulevard	11:35 AM	1:56 PM
z	13.2	6.3	CONTINUE on Ocean Boulevard past Atlantic Avenue	11:35 AM	1:58 PM
_	13.5	6.6	CONTINUE on Ocean Boulevard past Sea Road	11:37 AM	2:02 PM
	14.9	8	CONTINUE on Ocean Boulevard past High Street / Route 27	11:45 AM	2:21 PM
р	15.9	9	CONTINUE on Ocean Boulevard past Winnacunnet Road / Route 101E	11:51 AM	2:34 PM
Hampton	17	10.1	CONTINUE on Ocean Boulevard past Church Street / Route 101	11:57 AM	2:49 PM
Har	17.3	10.4	CONTINUE on Ocean Boulevard past Island Path	11:59 AM	2:53 PM
	18.2	11.3	CONTINUE on Ocean Boulevard past Hampton Beach State Park	12:04 PM	3:05 PM
Š	19.1	12.2	CONTINUE on Ocean Boulevard past River Road / Hooksett Street	12:09 PM	3:17 PM
abro	19.2	12.3	CONTINUE on Ocean Boulevard past Cross Beach Road	12:09 PM	3:19 PM
Seabrook	19.9	13	CONTINUE on Ocean Boulevard past Route 286	12:13 PM	3:28 PM
Salisbury	19.95	13.05	LEFT onto Bay State Road	12:14 PM	3:29 PM
Salis	20	13.1	Finish	12:14 PM	3:30 PM



January 5, 2023

Karen Conrad City Manager 1 Junkins Avenue Portsmouth, NH 03801

Dear Karen,

The Northern New England Chapter of the Cystic Fibrosis Foundation is once again planning the **CF Cycle for Life** for the 2023 summer season. This 30/65/100-mile one-day bicycle tour will travel the coastline and mainland of NH and ME, from Rye to Wells, and circle back to Kittery via North Berwick, South Berwick, and Eliot. There will be approximately 200 participants pedaling for a cure.

Since its inception twenty-one years ago, the CF Cycle for Life has raised over \$1.5 million, helping to continue the battle against cystic fibrosis (CF), a genetic disease for which there is currently no cure. To accomplish this goal, I wanted to contact you today to inform you about our ride and ensure that we will have approval.

On Saturday, July 15, 2023, the cyclists will begin the tour at 7:30 a.m. from Tributary Brewery in Kittery, Maine. The cyclists will generally travel between 10-25 mph as they travel the route that brings them back to Kittery no later 4:00 p.m.

We will be contacting the town managers and police chiefs along the route to communicate our plans and to receive approval to cycle on the roads. Additionally, we will need to mark the route approximately every ½ mile. These marks are used to confirm cyclists are traveling in the correct direction. We have planned to mark the roads in your town during the week of July 11th. If you have any questions regarding the ride or if any additional permits are required, please contact me at (800) 757-0203.

I hope this letter provides the information you will need to review our request and answer your logistical questions about the CF **Cycle for Life**. If you have any questions or concerns, please do not hesitate to contact me at (800) 757-0203.

Sincerely,

Lindsay Gilbert

Senior Development Director

E: lqilbert@cff.org

Karen Conrad, City Manager

Or designee (Please Print Name)

I Karen Conrad, am authorized by the Town of Portsmouth and grant permission to the Cystic Fibrosis Foundation's 2023 CF Cycle for Life to use town roads and facilities for cyclists on July 15, 2023.

Cystic Fibrosis Foundation - Northern New England Chapter 20 Trafalgar Square, Suite 447, Nashua, NH 03063 603.598.8191 | 800.757.0203

E: northern-newengland@cff.org



Board of Directors

Jeffrey Binder
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Matt Glenn Captain

Andy Goodell

Operations Manager

Jo Maden
Operations Assistant

Michele Lechner Accountant

Donata Luz Development Coordinator 30 January 2023

To Whom it May Concern,

We are requesting permission to conduct our 2023 Round Island Regatta event at the Peirce Island Boat Ramp area on Saturday 19 August 2023 from 1:00 PM to 5:00 PM. This event will be similar in scope to the event we held in 2022.

Thank you in advance for your consideration in this matter. Please feel free to contact me at the number below or reach out via email: director@gundalow.org.

Sincerely,

Kich Clyborne Executive Director

www.gundalow.org info@gundalow.org (603) 433-9505 60 Marcy St. Portsmouth, NH 03801

PORTSMOUTH LITTLE LEAGUE, INC. PO Box 8321 PORTSMOUTH, NH 03802

RECEIVED

JAN 20 2023

CITY MANAGER PORTSMOUTH, NH

January 15, 2023

Karen Conard City Manager City of Portsmouth, Portsmouth, NH 03801

Dear Ms. Conard:

The process used by Portsmouth Little League for approval of temporary signs at the ballfield fences has required a yearly request to the City Manager. Similar to prior requests Portsmouth Little League, Inc. respectfully requests approval for temporary signage to be located at the Plains and Hislop Park baseball fields during the 2022 baseball season.

Our request is two-fold. First we are requesting permission to affix signage in the form of banners to be attached to the fences surrounding the outfield and foul lines at Plains and Hislop fields following the established color guidelines. The signage represents advertising for local businesses that have donated to and support the league. We are requesting permission to affix the banners to the fences from April 8 [Field Clean-up Day] through the end of October. Second, we are requesting permission to maintain signage to the rear of the Plains scoreboard. The local business that advertises on the back of the scoreboard will be required to adhere to the city and league's guidelines for the sign and will be responsible for the sign materials. Signage at this site provides the league with a continued revenue stream that helps us meet our goals each year.

Little League has a long and proud tradition in the City of Portsmouth. We are grateful for all the support we have received in the past and plan to continue to offer a safe and quality program that meets the needs of the community we serve. Please let me know if it would be of benefit for me to attend the Council meeting at which this request is considered. Thank you.

Sincerely,

Nik Uhlir President - PLL 375 FW Hartford Drive Portsmouth, NH 03801 Nuhlirpll@gmail.com 781-879-2342



Seacoast Outright

P.O. Box 842 Portsmouth, NH 03802 - (603) 552–5824 www.SeacoastOutright.org - mail@SeacoastOutright.org

January 30, 2023

Honorable Mayor Deaglan McEachern Portsmouth City Council City Hall, 1 Junkins Avenue Portsmouth, NH 03801

Dear Mayor McEachern and Council Members:

I am writing on behalf of Seacoast Outright, our Board of Directors, LGBTQ youth and allies, and residents of Portsmouth and surrounding towns, to thank the City for its ongoing support of our annual Portsmouth PRIDE Celebration. We are grateful for the efforts of the Council and staff to ensure a joyful (and safe) event each and every year. And in acknowledgement of your fabulous support, we have named the City our Community Partner for this year! This award comes with a banner, shout outs, social media coverage, and stage time.

Last year's event exceeded all of our expectations. Folks were ready to get out on the streets again and celebrate our City and our Community. We had record attendance (the Portsmouth Herald estimate was 10,000 people), a professional MainStage with a "headliner", over 100 vendors, and a new Beer Tent! Aside from some record heat (which helped with the Beer Tent), nothing went awry and a great day was had all by all.

This is our 9th year hosting this signature event, as we welcome thousands of folks to Portsmouth as a celebration of our community – adults, youth, families parade; our non-profit partners and local businesses gather and offer their services and wares; and of course, it is also our primary fundraising event. We are requesting Saturday, June 24th for our event.

We have already begun planning, and working with City Manager Conard to plan our route to the Strawbery Banke Museum field. While safety is our number one priority, visibility is also one of the most important parts of Pride – we are excited to return to downtown and launch our parade (or march) from there once again.

We look forward to answering your questions and meeting with the City to approve plans for our 9th annual Portsmouth PRIDE.

Thank you,

Z. m. Hunj

Hershey Hirschkop, Executive Director

CITY COUNCIL E-MAILS

Received: January 23, 2023 (after 5:00 p.m.) — February 2, 2023 (before 9:00 a.m.) February 6 2023 Council Meeting

Submitted on Mon, 01/23/2023 - 19:04

Full Name

Michael Haran

Email

irishmike03801@yahoo.com

Subject

Hate and contracts

Address

Orchard street

Message

It was nice that the city ,police and attorney general took action against recent hate displayed in the city I hope they did take action and not just take the opportunity for a photo opportunity

Race issues have been a problem in Portsmouth going back to the 70s the first block officer hired by the city was basically ran out of town because racial attacks one of the officers responsible for these attacks served the city for 20 years had two assault charges thrown out now this racist ex cop gets to collect over hundred thousand dollar a year pension from the city

Also why isn't chief Newport been investigated for volition of his contact for not having a Portsmouth residence as it states in his contact that was approved by the city council

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Mon, 01/23/2023 - 19:43

Full Name

Melissa Hansen

Email

melissa.l.hansen@gmail.com

Subject

Outdoor Dining

Address

308 Broad Street

Message

I support outdoor dining.

There are many reasons to support outdoor dining one of which is an increase in customer serving capacity, which in turns boosts the city economy.

Please keep allowing this wonderful town feature, one of the only amazing things that came out of the dark Covid times.

Thank you.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Mon, 01/23/2023 - 20:17

Full Name

Sarah Troost

Email

setroost@yahoo.com

Subject

Summer Outdoor Dining for City Restaurants

Address

14 Wallis Road

Message

To the Portsmouth City Council,

I am writing in support of continuing/upgrading outdoor dining spaces for the restaurants downtown. As a longtime resident of Portsmouth, I've always had a sense of pride in our downtown and all that it has to offer. This sense of pride has grown particularly the past couple of years with the outdoor dining scene created with the onset of Covid. It has made our City feel more vibrant, draws in more money for the businesses, and adds a sense of wonder for those that live locally as well as those from away. I feel it has added a level of sanity during a

crazy time by allowing people who are not comfortable with indoor dining an opportunity to get out and connect. Working in the healthcare system with numerous people with compromised immune systems, this was one way that they would actually get out and connect with family and friends. It also promotes a strong sense of community that is so needed.

Please consider continuing this program to support downtown businesses, community and this beautiful city.

Sincerely,

Sarah Troost

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Mon, 01/23/2023 - 20:22

Full Name

Marco dos Santos

Email

marcoruns3@gmail.com

Subject

Outdoor dining downtown

Address

14 Wallis Road

Message

Good Evening,

I'm writing you in support of the outdoor dining in downtown Portsmouth. I have lived in this city for over 30 years. I believe the outdoor dining feature/option that many restaurants have the opportunity to offer is a welcome addition to the many attractions downtown has for residents and visitors alike. It made the downtown area more welcoming and more pleasant and inviting to walk around. Many times my wife and I walk to downtown to enjoy this offering.

Please continue giving this opportunity to the downtown businesses..

Thank you,

Marco dos Santos

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Tue, 01/24/2023 - 12:13

Full Name

Christy Bryant

Email

cfbarstow@favoritefoods.com

Subject

Sherburne School/Affordable Housing

Address

252 Holly Lane

Message

Hello Council Members,

I am writing to you all regarding the Sherburne School/Affordable Housing project. My husband and I have both lived in Portsmouth our whole lives, myself on Dennett Street and my husband on Blue Heron Drive. We both decided we wanted to raise our children in Portsmouth and were able to find a home on Holly Lane 5 years ago that was affordable and in a perfect neighborhood. Why was the neighborhood perfect? Because it is on a quiet circle off of a dead end street (when the Pease gate is closed) with many other families and children. The traffic on both Sherburne Road and Holly Lane is minimal and we don't have to worry about our children playing outside with the neighbor kids. Everyone in our neighborhood and the Pannaway Neighborhood respect each other and have the understanding that there are many kids around and always keep an eye out for each other.

Our concerns with building 80-160 affordable housing units is the increased traffic flow and more people in one of the very few areas of Portsmouth that is still the quaint little Portsmouth we grew up in and love. By adding this housing you're looking at adding anywhere from 80-600 more people to this one area depending on the family sizes of the individuals/families who may move in there. That is TOO MANY people to add to this area of town.

While we are pleased the city is concerned about having affordable housing and is also acting upon doing something about it, the Sherburne school location is not the right place. We urge you to please rethink this project and propose a different area of town to build such a monstrosity.

Thank You,

Tylor & Christy Bryant, Holly Lane Homeowners

Submitted on Tue, 01/24/2023 - 19:35

Full Name

Dixie Tarbell

Email

dixiemcleantarbell@gmail.com

Subject

Outdoor dining

Address

25 Driftwood Lane

Message

I was glad to see the idea of eliminating outdoor dining on busy trafficked sections of streets with 1,000+ cars going by.. The Clipper Tavern's outdoor area has been most inconvenient to me, (Sorry, Clipper! BTW, I wish smokers wouldn't hang out in front of your place;, making it an unpleasant part of Pleasant Street.) ...Back on topic, I do in general like outdoor dining in non frigid weather, so shortening the time span is fine too.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Tue, 01/24/2023 - 23:05

Full Name

Virginia von Muhlen

Email

virginia.defreitasb@gmail.com

Subject

Outdoor dining

Address

303 Thaxter Rd

Message

We love outdoor dining. We are a family of 5 who try to enjoy warm weather and the outdoors as much as possible. We hope portsmouth continues to support the use of outdoor space for the restaurants, cafes and business in town.. please and thank you!

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Wed, 01/25/2023 - 12:45

Full Name

Charles Turner

Email

cturner327@comcast.net

Subject

Low income housing

Address

368 Greenside Ave

Message

Dear Mr. Mayor and City Council members,

I'm writing to you in regards to the large low income housing project that the PHA is proposing to build at the Sherburne School location. I want to let you know that I'm opposed to this project. I would hope that the city council takes into consideration our neighborhood and zoning laws before approving this. The majority of area surrounding the school is zoned as SRB with single family homes. So why would you allow the PHA to build multiple 4 story apartment buildings on this piece of City owned land? I thought we the citizens of this neighborhood were protected by the city zoning laws. We bought our home here thinking that we would not have to deal with a builder coming in and trying to put up multi family buildings or condos in our area since we are in a area zoned for only single family homes. Now the PHA is proposing to build a multi use large scale project with 4 story apartment buildings in our neighborhood. For so many reasons this is not the right spot for a project of this size and I'm asking you to please enforce the zoning laws of our City and keep this area as is, a neighborhood of single family homes.

Sincerely,

Charles Turner

Submitted on Wed, 01/25/2023 - 18:33

Full Name

Terry Risden

Email

terryrisden1961@gmail.com

Subject

Workforce, Affordable Housing

Address

160 Court Street # 304

Message

Dear Mayor McEchearn

And City Council members, I Terry Risden am sincerely grateful for the opportunity to reside at Ruth Griffin Workforce Apartments... I was born and raised here in Portsmouth for 61yrs. I Thank Mayor Deaglan and Craig Welch for the opportunity to let me stay in my hometown for a great place with affordable rent

I sincerely reach out to all counselors to work together for others in the great city also to have the same experience of quality living. Please, work hard with the same tenacity for converting Sherburne School to Affordable housing, much appreciated $\widehat{\mathbb{M}}$. Thank you, Terry Risden

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Wed, 01/25/2023 - 20:39

Full Name

Christine Mont-LaButte

Email

cmlabutte@comcast.net

Subject

Workforce Housing in Portsmouth

Address

160 Court Street, Apt. 217

Message

Dear City of Portsmouth Council Members,

I wanted to take the time to tell you that I have now been living in the new workforce housing building (160 Court Street) for 4 months now and it is wonderful! Having elderly parents in the local area I wanted to stay as close to Portsmouth as possible so that I could be near them, but due to the cost of housing and living in Portsmouth I was going to have to move an hour away in order to find a rent that I could afford. In addition, since I work in Portsmouth it has allowed me to have time to be part of the community by joining Spinnaker Point Gym, singing with Voices of the Heart Women's Chorus, volunteering at The Music Hall and The Rep, and visiting local coffee shops and restaurants. Otherwise, I would have spent most of my day commuting instead of having this better quality of life. I know I have talked with other people who would love to live in Portsmouth but the cost of housing and rentals has prohibited them from being able to do this. More affordable housing would only add to the already diverse and robust community Portsmouth is so known for! Thank you, Christine Mont-LaButte Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Thu, 01/26/2023 - 17:06

Full Name

Margaret Ackley

Email

margaret.ackley@gmail.com

Subject

Robert Lister Academy project

Address

54 Mason Ave

Message

Dear City Councilors,

I am writing in regards to the proposed development of the Robert Lister Academy/Sherburne school.

I am a realist, so I can accept that something will be developed on this property, but I am asking you all to please:

1.SLOW DOWN. The speed of this project is aggressive. We keep hearing the new space will be for "work force housing." Then it changes to "affordable housing," and then to "low income housing." These terms are not interchangeable. How about we take a pause and figure out the best need for the space and define what the space with ACTUALLY be used for.

2.SCALE DOWN. The size of this project does not fit in with the current infrastructure in this part of town. This is a neighborhood with one way in and out. (I strongly hope the end of Sherburne Rd. approaching Grafton with never be opened. It would turn out neighborhood into speedway). Come walk through this end of town. Look at the design of these streets. Consider the age of the current sewer system. Think about what doubling the size of a neighborhood with one project does to the feel of the neighborhood, and seriously consider what might actually fit in here and have the least impact on the current neighborhood.

This is a neighborhood with young families and retirees. We moved here to be out of the hustle and bustle of down town. Our kids ride their bikes and skateboards here. They are pushed in strollers here safely due to low traffic. They sled at the hill behind Lister academy. Many older people walk these streets for exercise; some even exercise in the field behind the school.

Please pump the brakes just enough to consider how this development will impact those that are already here. And maybe consider NOT developing on every piece green space left in Portsmouth.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Fri, 01/27/2023 - 15:25

Full Name

Sara Curry

Email

sara@blazenh.com

Subject

workforce housing

Address

800 Islington Street

Message

I'm writing to support Ruth's Place workforce housing. As a small business owner in Portsmouth since 2002, I've watched my staff have to move farther and farther out of the City as rent and housing prices soared. I've been part of numerous discussions over the years that inevitably stall and am hoping to see support for this newest project.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Fri, 01/27/2023 - 17:36

Full Name

wildolfo arvelo

Email

w.arvelo@crossroadshouse.org

Subject

Sherborne School Project

Address

600 Lafayette Road

Message

I am the Executive Director of Cross Roads House, the homeless shelter in Portsmouth. I am writing in support of the Sherborne School Project. While this project does not support the homeless population, I understand that it will support an important part of our community and workforce that often gets left behind...our frontline workforce that include teachers, police, fire, retail and restaurant workers, technical and production workers, and artists. This is a vital part of our Seacoast community that we need to hold onto them. They are also an important part of our local economy and critical to the functioning of our businesses. Portsmouth needs to ensure that they are included in this vibrant community. Selfishly, I also hope that by developing more of this workforce housing, eventually other units will open up throughout the City to house more our homeless residents and families. They also need to be reintegrated into this wonderful community.

Submitted on Sat, 01/28/2023 - 10:34

Full Name

Hannah Burke

Email

classicbd@comcast.net

Subject

Affordable Housing

Address

161 South Street

Message

Affordable rents are directly tied to the extremely high property taxes in this city. Why is there no discussion about this subject? NewCastle and Rye are less than half the property tax rate in Portsmouth. It feels to me that this is a serious concern that is being ignored. Why can't there be a way to bring some balance to this huge burden to homeowners, that in turn will bring down the high rents that are charged in this City.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Sat, 01/28/2023 - 10:56

Full Name

Jason Saunders

Email

saundersair@gmail.com

Subject

LIHTC Housing at Sherburne School

Address

406 Greenside Ave

Message

Hello Councilors,

Please find below a copy of an email I sent to Mayor McEachern. I urge all of you, the city manager, and the PHA, to reconsider building any new housing at the Sherburne School location.

Regards,

Jason Saunders

Dear Mayor McEachern,

I am unable to attend the Tuesday meeting at Sherburne School, so I am writing you to express my strong opposition to any new housing projects at the Sherburne School location.

Lack of affordable housing is a perceived problem that the City of Portsmouth and the Portsmouth Housing Authority should not fix, and realistically cannot fix. For example, I love San Diego, but I can't afford to live in San Diego, and the city of San Diego and it's residents are not going to attempt to build me an affordable property, anywhere in the city.

Adding 80+ units of LIHTC housing to a single family home neighborhood, coupled with the recent addition of 3000+ employees and vehicles at Liberty Mutual, will drastically affect the residents of our neighborhood in terms of quality of life, safety and security, as well as financially.

First off, quality of life. To date, the quality of life in our neighborhood has already been affected by:

- 1. Lack of any sound walls to abate the traffic noise from the constant expansion of roads and businesses around our neighborhood.
- 2. Contaminated water in all the wells underneath and surrounding our neighborhood.
- 3. Roads in poor condition.
- 4. Sidewalks in poor condition, and general lack of sidewalks, bike paths, and crosswalks.
- 5. Intermittent / part time trash and yard waste pick up.

These factors, along with our proximity to the Pease Tradeport and airport, have negatively affected our neighborhood more than any other neighborhood in the city of Portsmouth. Adding more people, more vehicles, and more noise to our neighborhood will eliminate any remaining quality of life that we have.

Second, safety and security. Our neighborhood is already suffering from city resources that are spread too thin. We have a very poor police response time, and our fire station is either part time or minimally staffed. Adding 80+ units of LIHTC housing, and the associated problems this housing brings, would add additional strain to the system, consequently increasing police and fire response times, and taking away resources from current taxpaying residents.

Finally, financially. Adding LIHTC housing will dramatically decrease the home values in our neighborhood. The drop in house values will affect the financial security and well-being of residents who have worked hard, planned, and prepared for the future. If the drop in home values is significant enough, some residents will be upside down in their mortgages, and unable to sell or get out from under the financial burden involuntarily placed on them by the City of Portsmouth.

I urge you to please reconsider the placement of LIHTC housing at Sherburne School. You will adversely and permanently impact the lives of many to meet the immediate, perceived needs of a few.

Regards,

Jason Saunders

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Sun, 01/29/2023 - 14:06

Full Name

Nancy & Brian Johnson

Email

n johnson81@comcast.net

Subject

Sherburne School Neighborhood Meeting 1/3/2023

Address

81 Clinton St

Message

This is a letter of support for turning the Sherburne School building and the 5 acre property into Affordable Housing. Affordable housing is desperately needed in Portsmouth, and the City now has the opportunity to help alleviate this dire need. As taxpaying residents (since July of 1975) we urge the City to avail itself of this wonderful opportunity for "Yes, Housing Now".

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Mon, 01/30/2023 - 09:59

Full Name

Marie Nelson

Email

mnelsonports@yahoo.com

Subject

Sherburne School Housing

Address

20 Doris Ave

Message

What an awesome idea to present to the neighborhood and answers questions about this project. I regretfully will not be able to attend because I will be working. I hope it is productive for all involved because I am certain that this is very personal thing to the residents of the neighborhood and in general people just want their voices heard and their feelings validated.

As the Director of Public Housing it is Mr. Welch's job to look for and create housing I understand that. As the elected council it's your job to represent the resident's of Portsmouth. Thank you in advance on this subject.

I have serious concerns about the impact of the large scale project proposed and aggressive timeline.

People who come to Portsmouth because they love it they make it their home if they can. My family has roots here in this town for over 100 years. My father sat on the same council as some of you and he also worked for the City at one time. I work part time for the city myself. I rent my home in this very neighborhood we are discussing and I would qualify for workforce housing. It's super important to pay attention to what the residents of this city want for the future and listen to the vast knowledge these specific residents because most of them have lived here a very long time!

Thank you for your time.

Sincerely,

Marie Nelson

Submitted on Tue, 01/31/2023 - 00:06

Full Name

Grace Lessner

Email

glessner@mindspring.com

Subject

I support affordable housing at Sherburne School

Address

15 Hawthorne

Message

I support developing the Sherburne School property into affordable housing for Portsmouth's workforce and income eligible residents. PHA did an admirable job creating Griffin Place, and they can do the same with this property.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Tue, 01/31/2023 - 11:18

Full Name

Catherine Credit

Email

catherine.credit@icloud.com

Subject

Handicapped Accessible Bathrooms

Address

36 Wedgewood Rd

Message

As we move forward i would like to express the NEED for fully handicapped accessible bathrooms downtown Portsmouth. My kids and I love our city so much, however on days that we aren't hanging by the pool (only place I can change my son) our time doing other things, I.e walking Prescott park, enjoying the art festivals and visiting local shops is limited due to lack of restrooms. Where it stands now if I have to change my son Liam, who is a 9 year old boy with severe cerebral palsy, I either scoop the kids up and bring them home or I must lay a blanket down on a dirty restroom floor and change him.

We have made a great advancement with the Christmas parade handicapped viewing area which was so delightful And I'm truly hoping it pulls together for the great 400!

These restrooms also would invite more visitors to our beautiful community in showing them that the handicapped and elderly are cared for and respected with dignity, especially when it comes to simply using a bathroom.

It isn't that simple for us.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Tue, 01/31/2023 - 14:01

Full Name

Kevin Dwyer

Email

dwyersportsmouth@gmail.com

Subject

Market Square

Address

Portsmouth, New Hampshire. 03801

Message

I fully support Councilor Cook and Bagley's initiative to expand sidewalks on Congress/Daniel and make State Street a two-way. It's a great idea and pushes Portsmouth in a more interesting direction!

Submitted on Tue, 01/31/2023 - 14:02

Full Name

Andrea Pickett

Email

andreapickett2014@gmail.com

Subject

Workforce Housing at the Sherburne School

Address

Ward 1

Portsmouth, New Hampshire. 03801

Message

Dear City Council Members:

I'm writing to voice my support in favor of building more Workforce Housing in the City of Portsmouth. It is an uncommon opportunity that a buildable project site is identified that has the potential to increase the supply of affordable housing for Portsmouth's workforce. Approving this project would be a meaningful action on the part of The City towards increasing economic diversity and providing the chance for a new generation of people to call Portsmouth "home". Portsmouth Housing Authority's proven track record gives me confidence that the project would be a success.

I am a former resident of the Housing Authority, and I am currently working for the organization as a Resident Services Coordinator at the Ruth Lewin Griffin Workforce Housing building on Court St. I speak from experience when I say that the PHA is an organization that works to improve the quality of life for its residents and offers opportunities for people to pursue personal growth and financial stability. While living at and working for the housing authority, I have earned two degrees, gotten off assistances, and moved out of housing. I took (and then taught other residents) a course designed for people living in multigenerational poverty to understand the cycles and mental processes behind poverty and how to break them. And I have had the opportunity to work closely in the planning and implementation of bringing Ruth's Place to The City. I am proud to see the work that the housing authority does, and how it positively impacts lives. As I continue my work as a resident services coordinator, I am bringing programming, partnerships, and resources to people that they would not otherwise have access to in the private rental market. Even this evening, I cannot attend the meeting because I am presenting a new education incentive designed to encourage Workforce Housing residents to return to school and expand their workforce skill sets. In a building with 64 apartments, I've had 20 residents RSVP who are interested in the program.

Please consider this testimony while you deliberate on whether to approve the Sherburne School Project. A Workforce Housing development in the neighborhood would continue PHA's model of improving residents' lives and the community by allowing people to live where they work, while supporting their goals.

Respectfully submitted,

Andrea Pickett – Resident of Portsmouth, New Hampshire.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Tue, 01/31/2023 - 15:18

Full Name

Jamie Bradley

Email

thejamiebradley@gmail.com

Subject

Workforce Housing in Portsmouth

Address

160 Court Street Apt. 208

Message

I am writing in support of more affordable workforce housing in Portsmouth. I have been a fixture in the Seacoast community's theatre scene for almost two decades and have spent the majority of my time working here. It has always been imperative that I live in Portsmouth because of my work schedule, but it has been a struggle. There haven't been many options, and certainly none that have been affordable or of good quality.

I was fortunate to have been chosen to be a resident at Ruth Lewin Griffin Place and it has been an absolute dream. My apartment is affordable, the facility is clean and always so well maintained, and I have never had any worry about how I'll be able to live and work since moving here. It's important to be a part of the community for which you work. I get to go to work and come home in "my" city. This peace of mind is only possible because of the opportunity at RLGP and the work PHA has done. I am grateful and give my full support to expanding workforce housing in Portsmouth. More people who work here should be allowed the same comfort and stability that I've experienced since moving into RLGP.

Submitted on Tue, 01/31/2023 - 14:34

Full Name

Patti Henderson

Email

pattilouwho72@gmail.com

Subject

work force housing @ Sherburn School

Address

160 Court St.

Message

To whom it may concern,

I am writing in favor of building workforce housing at Sherburne School. I have worked for the city for almost 24 years, In that time I have lived as far away as Brookfield N.H. In August I received notification that Iwas approved to move to the Ruth Griffin Lewis Bldg. I can't tell you how much this has changed my life for the positive. I don't spend as much time traveling. I barely use gas. The two tolls I went through 2 times a day is in my savings. This is really an opportunity of a lifetime. Without workforce housing I would Never be able to afford to live in Portsmouth. I am centrally located and now can enjoy all the amenities that Portsmouth Offers. I feel it is very important that people that could not typically afford to live in this city but work here are awarded the opportunity to do so. From my understanding over 500 people applied to the Ruth Griffin Lewis Bldg. One building of affordable housing just isn't enough. On behave of the 280 or so people that applied and didn't get a chance to live in Portsmouth, I ask that you all consider what a life changing experience this would be. Thank you for your time.

Patti Henderson

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Tue, 01/31/2023 - 16:54

Full Name

Taylor Bistany

Email

T.Bistany29@gmail.com

Subject

Workforce housing

Address

160 Court St

Message

My name is Taylor Bistany and I have worked at Moes Italian Sandwiches in Downtown Portsmouth for about 15 years now. Although I grew up in Salem NH and lived there most of my life, I don't remember a time when I didn't consider Portsmouth my hometown. Although I work in Downtown Portsmouth, shop in Downtown Portsmouth and socialize in Downtown Portsmouth, I could not afford to LIVE in Downtown Portsmouth, until I was lucky enough to hear about workforce housing at Ruth Griffen Place.

At first, I wasn't sure. I grew up with my family's strong work ethic and got my first job at 15 years old. I work hard and make a good living so government subsidized housing was not something I ever considered. I was pleasantly surprised to learn how workforce housing targeted hard working middle income households and that I was a perfect candidate!

I love my job and I love being a part of the Downtown Portsmouth community. Being given the opportunity to live here, in a beautiful new apartment is a dream come true.

I Hope others in similar situations like mine are able to experience this amazing gift PHA has given to everyone who resides at 160 Court St.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Tue, 01/31/2023 - 21:33

Full Name

Dixie Tarbell

Email

dixiemcleantarbell@gmail.com

Subject

Market Square improvement project

Address

25 Driftwood Lane

Message

Hello City Council! I was glad to see the news that Councilors Andrew Bailey and Kate Cook are working toward re-activating improvements to Market Square for enhancing our city's walkability and quality of downtown life. Hope they will be given the go-ahead! (BTW your auto fill function is a bit glitchy. It used to work great.)

Submitted on Tue, 01/31/2023 - 20:02

Full Name

Sheila Findlay

Email

Shelorr12348@gmail.com

Subject

Sherburne School Work Force Housing

Address

160 Court St, 315

Message

Dear Portsmouth,

WorkForceHousing here in Portsmouth should be, without a doubt. a high priority. Let's not change the face of the city to one that frowns upon all walks of life. Portsmouth is a beautiful city and should be inhabited by anyone who desires to live here, without economic restrictions. Please do the right thing to give access to all who desire to live in and support the city. My family goes back to 1864 here and has loved & contributed to the city and its beautiful history. But it's been harder and harder for this current generation to stay in the city they love. Please, do the right thing by keeping Portsmouth's doors open to all.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Wed, 02/01/2023 - 13:40

Full Name

Michelle Anderson

Email

anderson.michl@gmail.com

Subject

Lister Academy and PHA

Address

236 Cate St

Message

Councilors- I urge you to move forward with transitioning the Lister Academy into affordable housing, despite the meeting last night. A greater supply of below-market rate housing in Portsmouth is a positive. It helps keep people who consider Portsmouth their home in the city, it helps keep people who work at our shops and restaurants and other jobs that don't pay 100k+ a year within a commutable distance, it increases the socio-economic diversity in our City, etc.

I have lived on Cate St since 2014. I was concerned about traffic increasing with the West End Yards and townhouses were being built, which is a MUCH larger project than what is being proposed here. I have not had any issues with traffic. Instead, I now see more people out walking and have gotten to know my neighbors. When I first moved to Cate Street, none of the housing by Plaza 800 was built either. I have lived within a quarter mile of hundreds of units being built and have not experienced any negative traffic impacts (once construction was complete). I do understand that traffic is a concern, however it is likely very much unfounded... especially as getting to and from Lister Academy does not require driving through Pannaway Manor.

I'm puzzled by other city resident's vehement opposition and hope that they eventually see what an amazing opportunity the City has by adding more affordable housing.

Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes

Submitted on Wed, 02/01/2023 - 17:09

Full Name

LaRae Cantave

Email

laraecantave@icloud.com

Subject

Ruth's Place

Address

160 Court Street, #308

Message

I am so grateful to have this housing. Returning home and getting on my feet in a safe place has been so beneficial to my growth. It's nice to be supported by the city that I was born and raised in!

Perry Silverstein P.O. Box 91 Portsmouth, NH 03802

Portsmouth City Council members,

2/1/2023

I'm confused. I think everybody that watched or participated in the 1/23 City Council meeting is confused. Why are you putting some restaurants at a competitive advantage?

Whether you support outdoor dining or not isn't the issue here. I think outdoor dining is great, but it needs to be fair to everybody.

The issue here is the Motion that passed is clearly flawed and is not equitable. Some restaurants are paying \$10 per square foot for street space, and others are paying \$5 per square foot.

For example: My direct abutter, Joanna Kelley, the Assistant Mayor, pays ½ of what all other restaurants on Market Street pay? That puts her business at a competitive advantage over all the other Market Street restaurants? Attorney Morrell asked her "Will voting cause you to have additional income, or be any different from any other business downtown?" In other words... does it give you, Joanna Kelley, a competitive advantage? It does: her cost is ½. Her costs are lower so she can generate more income than her Market Street competitors.

Her frontage on a loading zone is the length of a parking space – 20 feet. Directly across from Cup of Jo is Durbar Square Restaurant that uses 1 parking space. A parking space is 20 feet long. Under the current Motion, Durbar Square will pay \$1500 for 150SF of street space and Joanna Kelley's Cup of Jo across the street will pay \$750 for the same 150SF? How is that fair?

Without question, several restaurants are now at a competitive advantage, including Cup of Jo. Most restaurants will pay \$1500 for a parking spot which is 150 square feet which comes to \$10 PSF, and others that have loading zones or travel lane space will pay \$5 PSF?

This inequality holds true for every other restaurant on Market Street. They all pay more than Cup of Jo. In addition to Durbar, both the Gaslight and Portsmouth Brewery also pay \$10 per square foot while Cup of Jo pays \$5 PSF. Other restaurants are also benefitting from this inconsistency including Moxy, The Goat, Dwyers Pub, etc... Why is this allowed? It needs to be equitable.

Beverly Zendt recognized last year's inequitable rate structure and attempted to correct this. She advised all restaurants pay \$10PSF. That would have corrected this. The City Council chose to ignore Beverly's correction, and the Council hastily decided to pass the Motion with the same inconsistency. Councilor Moreau, Attorney Woodland, and others wanted to table the Motion to get it right. Others like Bagley and Cook hastily pushed it through.

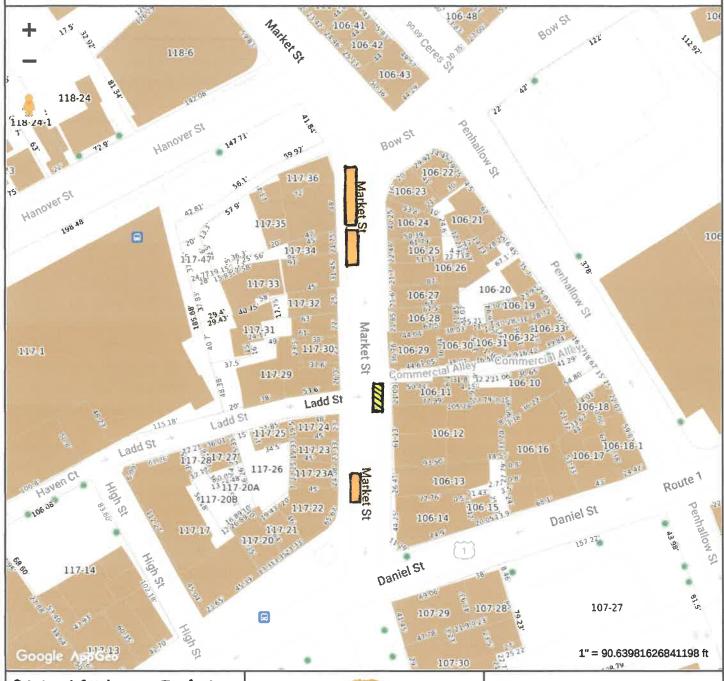
Again, whether you agree with street outdoor dining is not the issue: the issue here is equal rates for all restaurant for street use. All restaurants using street space for dining and alcohol consumption should pay the same rate — \$10PSF. If this is not corrected some restaurants paying \$5PSF will be put at a competitive advantage, and taxpayers will be shorted revenue.

Sincerely / Perry Silverstein

Cc: Mayor McEachern, City Manager Karen Conard, Planning Director Peter Britz, Attorney Suzanne Woodland. Restaurants downtown, etc...

City of Portsmouth, NH

INEQUITABLE FEE STRUCTURE - Rates Per Square Foot for street dining on Market Street: CUP OF JO \$5psf, ALL OTHERS \$10psf



SOME RESTAURANTS PAY #Spsf AND OTHERS PAY \$10psf



Cup of Jo pays \$5 psf



- ALL other restaurants on Market Street pay \$10 1sf

- Durbar Square Portsmorth Gaslight
- Portsmorth Brewery



MAP FOR REFERENCE ONLY NOT A LEGAL DOCUMENT

City of Portsmouth, NH makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Geometry updated 09/21/2022 Data updated 3/9/2022

Print map scale is approximate. Critical layout or measurement activities should not be done using this resource.



CITY OF PORTSMOUTH, N.H. **BOARDS AND COMMISSIONS**

APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information. E Please submit resume' along with this application.

Committee Public Art Review Committee

OommitteeByiliai applicant
Name: Paul Burke Telephone: 2074670184
Could you be contacted at work? YES NO lf so, telephone#
Street address: 161 South Street
Mailing address (if different):
Email address (for derk's office classicbd@comcast.net
How long have you been a resident of Portsmouth? 3 years
Occupational background:
Principal of Classic Building & Design Co. for over 30 years, Design and build out's of both residential and commercial projects. Contractor, residential architect, master builder, full experience in a cabinet/furniture making shop. Integral understanding of design relevancy, engineering,
and budgetary requirements.
Please list experience you have in respect to this Board/Commission: See above.

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO
Would you be able to commit to attending all meetings? YES V NO
Reasons for wishing to serve:
I have an enormous amount of experience and talent that can benefit my community. I am an artist in my own right and am immersed in an understanding of the value and relevance of art as an important factor in a healthy environment.
Please list any organizations, groups, or other committees you are involved in: I was involved in: Piscataqua Sustainability Initiative, 6 years Planning Board Member in Eliot Maine, 6 years
A member of the Eliot Comprehensive Planning Commission, 6 years Searei Member: Solar Initiative Program, 3 years
Please list two character references not related to you or city staff members: (Portsmouth references preferred)
1) Eric Weinrieb, President of Altus Engineering, 133 Court St, 433-2335
Name, address, telephone number
Kevin Beane, Contractor, Portsmouth, 603-534-5185
Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:
1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.
Signature: Paul J Burke July Date: 1/3/2023
If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? YesNo

Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801



CITY OF PORTSMOUTH, N.H. BOARDS AND COMMISSIONS

APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information.

Please submit resume' along with this application.

Committee: Public Art Review Committee Initial applicant
Name: M. Christine Dwyer Telephone: 6034365247
Could you be contacted at work? YES NO If so, telephone# 603-380-5291
Street address: 600 Broad St
Mailing address (if different):
Email address (for derk's office cdwyer@rmcres.com
How long have you been a resident of Portsmouth? 38 years
Occupational background:
Since 1985, co-owner of RMC Research, a national firm that conducts research, evaluation, technical assistance, product development in education, arts and media, behavioral health, and social services. My own work encompasses evaluation, capacity building, policy consultation and product development in literacy, early childhood, school improvement, children's television and arts (community-based arts, theater and dance,
Please list experience you have in respect to this Board/Commission:
Served as chair of Art-Speak; co-led Portsmouth's first cultural plan. Served for 7 years as chair of the NH State Council on the Arts which oversees the state's percent for art process.
Served 7 terms on the City Council which included crafting Portsmouth's original public art ordinance. Served several terms as a member of the New England Foundation for the Arts Board which includes public art programs. Served 4 years on Planning Board and was member of building re-use committee.
Served as the Council's representative to the African Burying Ground committee;

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO 🗸
Would you be able to commit to attending all meetings? YES 🗸 NO
Reasons for wishing to serve: I believe that public art serves important functions which Portsmouth has begun to realize, esp. with the African Burying Ground. It was a hard fight to get the initial public art ordinance passed and to have people understand the reason for doing so but now that we have a community that has seen the value, we can do so much more. For a city of our cultural reputation, we are quite limited in public art and the time is right to do more.
Please list any organizations, groups, or other committees you are involved in: Currently serve as trustee for the Currier Museum of Art, national council member for Strawbery Banke, University of New Hampshire Foundation Board member, UNH College of Liberal Arts board, board member of the Knowledge Alliance (a national group of educational research organizations. Serve on committees for PMAC (Portsmouth Music and Arts), Canterbury Shaker Village and Music Hall.
Please list two character references not related to you or city staff members: (Portsmouth references preferred) 1) Jack Blalock, Brackett Road, Portsmouth
Name, address, telephone number 2) Tom Ferrini, 69 Taft Road, 603-312-5882 Name, address, telephone number
 BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and This application may be forwarded to the City Council for consideration at the Mayor's discretion; and If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting. Application will be kept on file for one year from date of receipt.
Signature: M. Christine Dwyer Date: Jan 19, 2023
If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? Yes×No

6/27/2012

M. Christine Dwyer

RMC Research Corporation, 1000 Market St., Portsmouth, NH 03801

Professional Preparation

M.Ed., University of New Hampshire, Education/Early Childhood, Granite State Award B.A., Mount Holyoke College, Political Science, *Phi Beta Kappa, Emily Dickinson Scholar* 36 credits in educational administration and evaluation, University of New Hampshire

Work Experience

1985-present	Senior Vice President and Project Director, RMC Research Corporation
1977-1984	Research Associate, RMC Research Corporation, Portsmouth, NH
1969-1977	Teacher, early childhood and elementary grades; college instruction

Dwyer is a partner in active management of RMC Research, leading proposal and project development; managing, staffing, and monitoring project quality and budgets; leading and conducting evaluation and technical assistance projects. She has oversight responsibilities for RMC's Arlington, VA and Portland, OR regional offices.

Selected Professional Projects Related to Arts and Culture (most recent 10 years)

Member of RMC team that developed 2022-2027 research agenda for the National Endowment for the Arts based of arts projects in five agencies and 13 focus groups with national arts leaders. Also member of team that prepared *Why We Participate in the Arts* for the National Endowment for the Arts, a report based on an analysis of the 2017 Survey of Public Participation in the Arts and the 2012 and 2016 General Social Surveys. The report focused on barriers and motivations, updating an earlier NEA analysis. Included literature review. Currently working with RMC team on analysis of longitudinal databases from the National Center for Education Statistics to understand outcomes of arts participation.

For Performing Statistics and Art180, conducted a retrospective review of a **juvenile justice and arts advocacy project** and developed an evaluation plan with suggested outcomes and indicators and measures, especially related to the changes in policies and community practices. As the project is now scaling up to a national level, developing measures to be implemented in the coming years and by replicators.

Between 2010 and 2020, served as the evaluator of the National Theater Project (NTP), operated through the regional arts organization New England Foundation for the Arts (NEFA) and funded by the Mellon and Duke foundations. Developed indicators of the development of a robust infrastructure for supporting the emerging field of ensemble or devised theater, determine the value of various investments at different stages of the cycle of producing and presenting, and understand the market for artist-led ensemble theater. Over the ten years, the

goals of the NTP have increasingly focused on racial and cultural equity and so have worked on indicators associated with this focus.

Also for NEFA, conducted various evaluation activities for the National Dance Project (NDP), including evaluations of production residencies to determine whether the residencies enhanced the readiness of dance works for touring, and learn more about how production residencies were implemented. Also conducted ten-year retrospective evaluation of the French-USA Dance Exchange, a retrospective survey of a series of professional development institutes in dance, and evaluations of cohort meetings of new NDP grantees.

Conducted retrospective synthesis of four cycles of funding of **Center Stage**, an international **exchange program** funded by the U. S. Department of State and implemented by NEFA and Lisa Booth Management. Center Stage produced month-long tours of the USA by artists from countries in the Middle East, Africa, and Southeast Asia. The evaluation combined data from project records and surveys with interviews to develop a framework of outcomes.

Worked with Animating Democracy to develop the concept of **indicators of aesthetic quality** associated with arts programs that work toward social justice outcomes and then worked with a team to realize the project in a series of publications (2017), *Aesthetic Perspectives: Attributes of Excellence in Arts for Change.* http://www.animatingdemocracy.org/aesthetic-perspectives Authored a companion document for funders to encourage more equitable grantmaking.

For Americans for the Arts, conducted evaluation of SP3 Arts Education State Policy Initiative. Ten states were funded with the goal of developing policy literacy and advocacy empowerment for arts and education leaders across the country to advance arts education. Developed an implementation framework of indicators related to advocacy and policy to guide qualitative research. Worked with the ten states to develop desired outcomes along with suggested measures, assessed implementation levels for the indicators at key points over three years, and synthesized findings about the development of advocacy infrastructure at the state level. (https://www.americansforthearts.org/by-program/reports-and-data/legislation-policy/naappd/state-policy-pilot-program-summary-findings-and-final-report)

Provided evaluation support for Opera America, designing training for grantees that have designed innovative strategies related to audience development and engagement, community participation, development of new repertory, professional training, and service to the opera field. Have provided consultation to selected opera projects in the design of evaluations.

For **Arts Midwest**, Dwyer designed and led a training series designed to build capacity of small and mid-sized organizations to conduct evaluations. As a follow-up, worked with Sarah Lutman on a project to evaluate practices and decision-making approaches that enable organizational growth and development. The work is published as *Capacity Building and Resilience: What Participants Learned through ArtsLab*. https://www.artsmidwest.org/news/2018/06-18/capacity-building-and-resilience-what-participants-learned-through-artslab

For the Schusterman Foundation, led team to conduct **study of the varied impacts** of a range of Israeli artists, performances, and exhibits. Focus was on evaluating a range of residency activities that occur at colleges and universities as well as in communities. Project developed a framework related to impact on changing attitudes toward other cultures and collected data via interviews, surveys, and observations.

Consultant and researcher for the **President's Committee on the Arts and Humanities** arts education initiative, released in 2011 as *Reinvesting in Arts Education: Winning America's Future through Creative Schools* to widespread acclaim. The document formed the basis for an initiative that uses the arts as a major school reform strategy and was used in several major school districts (including the Los Angeles Unified School District) to successfully make the argument to retain arts education funding. https://www.americansforthearts.org/by-program/reports-and-data/legislation-policy/naappd/reinvesting-in-arts-education-winning-americas-future-through-creative-schools

Current Work in Other Fields (2019-2023 projects)

Comprehensive Center Network National Center. Serve as capacity building lead on leadership team for US Department of Education's technical assistance center that serves the nineteen regional centers. Responsible for organizing and facilitating regular webinars on topics such as policy adjustments, financial planning, continuity of instruction. Have led service projects on literacy and accelerated learning/learning recovery. Co-lead of seven-state community of practice on equity and school improvement.

Member of team preparing groundwork for **Career Technical Education pathways** for high school students to earn early childhood education and school-age youth credentials.

For Maine, recently led statewide needs assessment and strategic planning for Preschool Development Grant, working with the Departments of Education and Health and Human Services to develop a statewide picture of system needs associated with vulnerable children birth to age 5 and their families. Collected and synthesized information into six topic-focused planning documents and guided task groups to use the synthesis documents to set priorities for needs and generate solutions. Final version of strategic plan prepared for Children's Cabinet. Will be conducting evaluation activities of Maine's next Preschool Development grant.

Evaluator for Community Engagement Initiative to Build Public Understanding, Support and Demand for Student-Centered Approaches to Learning, Nellie Mae Foundation. Led team that designed and is implementing a multi-year evaluation of school-community initiatives, now unfolding in 25 communities in all New England states. The evaluation entails developing local logic models and theories of action and tracking engagement and changes in policy and practice, specifically related to proficiency-based learning and equity.



APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information.

Please submit resume' along with this application.

JAN 2 7 2023

Committee: Public Art Review	mitial applicant
Name: Ellen Fineberg Telephone: 603-8	328-1327
Could you be contacted at work? YES NO If so, telephone#_	_
Street address: 75 Aldrich Road	
Mailing address (if different):	
Email address (for clerk's office EllenFineberg@gmail.com	
How long have you been a resident of Portsmouth? 37 years	
Occupational background:	
For 35 years, leadership of and consultant to nonprofit organical	anizations in
MA, NH & ME including Interim ED of Portsmouth Historica	al Society;
co-wrote Portsmouth & Plymouth NH cultural plans; oversa	
collaboration program for NH State Council on the Arts am	ong other
Please list experience you have in respect to this Board/Commission	n:
Mayor's Blue Ribbon Committee on Arts & Culture: 2016-17; Art Speak! Portsmouth's Culture:	ural
Commission 2002-2012; Historic District Commissioner 1994-2007;	
Vaughan Mall Improvement Committee: 2019 - 2020;	
Documented Portsmouth public artworks for Save Outdoor Sculpture! national database: 1	993

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO
Would you be able to commit to attending all meetings? YES NO
Public art is an important component of Portsmouth's fabric. This city has a wonderful collection of public art projects that span several hundred years reflecting changes in who created the artwork, who and what the artwork represented, and the styles and materials of the artwork itself. Many of these artworks are located in the older sections of Portsmouth, especially the "downtown" area. I believe that there are opportunities for expanding the types of artworks and the location of artworks in our community. Also, I believe that involving residents, business owners, students and others in the process would build pride in Portsmouth's public art "collection." Perhaps we can use QR codes or other tools enabling both residents and visitors to "tour"Portsmouth's art. I would welcome the opportunity to work with other Commission members both to expand the concept and the access to public art.
Please list any organizations, groups, or other committees you are involved in:
Board of Portsmouth Historical Society; Portsmouth Athenaeum; NH Master Gardener
Association; Women's City Club; Strawbery Banke Museum; Portsmouth Arts &
Nonprofit Committee
Please list two character references not related to you or city staff members: (Portsmouth references preferred) 1) Emma Straton, Executive Director, Portsmouth Historical Society, 603-436-8433
Name, address, telephone number
Tom Hardiman, Executive Director, Portsmouth Athenaeum, 603-431-2538
Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:
 This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and This application may be forwarded to the City Council for consideration at the Mayor's discretion; and If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting. Application will be kept on file for one year from date of receipt. Signature: Ellen Fineberg Date: 1/26/2023
If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? YesNo

Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801 6/27/2012

Ellen Fineberg

SUMMARY

35+ years of nonprofit leadership and public service, building boards and strengthening communities through engagement and action.

EllenFineberg@gmail.com

EXPERIENCE

Portsmouth Historical Society, Interim Executive Director

2019

- Oversaw operations and successfully led search for permanent
- Executive Director from January through September.

NH Kids Count, Executive Director

2008 - 2015

- Repositioned NH Kids Count as the state's voice for children building the board, staff and statewide collaborations
- Rebranded organization and built relationships with media resulting in 100+ news stories in radio, television and print in one year
- Raised more than \$2.1 million
- Developed and oversaw the first statewide coalition addressing childhood hunger. Created school challenge to increase student use of school breakfast with annual awards presented by NH Governor and Executive Council
- Managed statewide collaborative with a consistent record of enacting anti-poverty legislative initiatives
- Commissioned and published research on New Hampshire's children

Women's Business Center, Executive Director

2001 - 2007

- As interim director, then permanent leader, reinvigorated organization by building board of directors and community impact
- Increased membership to more than 500 women-owned business statewide
- Brought \$800,000 to New Hampshire for education of business owners
- Received 2005 organization recognition: WMUR-TV/Citizens Bank Champion in Action for Economic Development
- Awarded 2006 New Hampshire Magazine Women's Business Owner Advocate
 2006 New Hampshire Business Review Excellence in Public Service

Organizational Consultant

1994 - 2001

- Led citizen process resulting in Portsmouth and Plymouth (NH) cultural plans
- Oversaw arts collaboration and evaluation process for NH State Council on the Arts
- Through NH Department of Education's Best Schools Initiative guided Epping, NH school through multi-year strategic planning process
- Wrote and oversaw National Endowment for the Humanities grant on Race and Equity for NH Charitable Foundation, Piscataqua Region

Ellen Fineberg

Peabody Essex Museum, Director of Education and Public Programs; 1987–1994

- Restructured newly merged museum education programs and public education programming for adults and children.
- Curated exhibit and consulted on award-winning video for the 300th anniversary of the 1692 Salem Witch Trials

COMMUNITY

Portsmouth Historical Society

- Board, 2020-present
- Long-Range Planning Committee; Education Committee

Portsmouth Athenaeum

- Board, January 2016 2022
- Strategic Planning Committee Chair 2013; member 2001, 2009, 2018, 2020

TEDxPortsmouth

- Sponsorship Coordinator 2018
- Volunteer Coordinator 2017

City of Portsmouth

- Vaughan Mall Improvement Committee: 2019-2020
- Historic District Commission, 1994–2007
- Art Speak! Portsmouth's Cultural Commission, 2002-2012
- Mayor's Blue Ribbon Committee on Arts & Culture, 1999–2002

New Hampshire Women's Foundation

- Co-Chair of Research, Policy & Advocacy Committee, 2016-2017
- Board, 2008-2014

Leadership New Hampshire, Class of 2005 Leadership Seacoast, Class of 1995

EDUCATION

Antioch University New England

Master of Arts in Organizational Management

George Washington University

Master of Arts in Museum Education

Kenyon College

Bachelor of Arts cum laude in American History



APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information. Please submit resume' along with this application. Committee: Public Art Review Committee JAN 0 6 2023 Unitial applicant Telephone: 603.969.2549 Name: Beth Hartnett Could you be contacted at work? YES NO If so, telephone# 29 Sherburne Avenue, Portsmouth Mailing address (if different Email address (for derk's office beth.hartnett@gmail.com communication How long have you been a resident of Portsmouth? 26 years Occupational background: -Financials Services, Strategic Planning and Communications professional at State Street Bank (Boston and London), Citigroup (NYC), and Bank of America (current - Work from Home status) -Athena Communications (Portsmouth - self-employed) - Strategic communications for nonprofit organizations, e.g., Wentworth Coolidge Mansion, Foundation for Seacoast Health, Foundation for Healthy Please list experience you have in respect to this Board/Commission: 1) Throughout my financial services career, I have hired graphic design firms or worked with internal designers to prepare communications materials for internal company audiences and client audiences honing an awareness and appreciation for visually engaging material 2) As the interim Communications Director for the Wentworth Coolidge Mansion, I worked with artists and staff to prepare and facilitate art shows at the Coolidge Center for the Arts and worked on the panel of the site featured at the Discover Portsmouth Welcome Center 3) Personally, I do not visit a city anywhere in the world without exploring the museum and gallery offerings available 4) I have wholeheartedly supported and donated to Portsmouth local art including the lights for the

Memorial Bridge and the African Burying Ground Memorial

commitment involved? YES NO
Would you be able to commit to attending all meetings? YES 🚺 NO
Reasons for wishing to serve:
I love Portsmouth and am deeply committed in making our city the best it can possible be. The public art program is a critical part of these efforts and something that touches
locals and visitors alike. I love the idea of making art accessible to all and invigorating public spaces. The fact that the City of Portsmouth is creating this committee and
reaching out for volunteers cheers me and makes we want to use my time to give back to my community.
Please list any organizations, groups, or other committees you are involved in:
Portsmouth Community Garden, Board of Directors and Inaugural Launch Committee (current); Bank of America, Global Volunteer Award 2022 recipient, My Environment
Virtual Chapter Leadership Team, Military Assistance Group Employee Network,
LGBTQ+ Employee Network and Ally (current); Pontine Theater, Board of Directors (former); Citigroup, Global Diversity and Inclusion Committee (former)
Please list two character references not related to you or city staff members: (Portsmouth references preferred) 1) Dave Allen, 383 Union Street, Portsmouth, 603.834.8840
Name, address, telephone number
Tricia Donohue, 87 Ash Street, 603.969.1512
Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:
 This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and The Mayor will review your application, may contact you, check your references,
and determine any potential conflict of interests; andThis application may be forwarded to the City Council for consideration at the
Mayor's discretion; and 4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
Application will be kept on file for one year from date of receipt.
Signature: Beth Hartnett The Date: 12/31/2022
If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? YesNo_Maybe_

Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801 6/27/2012

BETH HARTNETT

+1.603.969.2549 | beth.hartnett@gmail.com

STRATEGIC PLANNING AND COMMUNICATIONS LEADER

Innovative senior professional with deep expertise in strategic planning, project development and execution, cross-border and cross-business collaboration, and communications for global and national organizations

SUMMARY OF QUALIFICATIONS

- Impactful strategic planner able to execute against both immediate and long term goals
- Experienced analyst with ability to comprehend new concepts quickly, synthesize data, and explain complex issues in clear terms for action, planning, and reporting
- Effective communicator with strong problem solving and program management skills able to work
 against tight deadlines to deliver multi-modal communications for senior executive, regulatory, client,
 and multicultural global staff audiences
- Tenacious collaborator able to catalyze and coordinate required action across organizations during times of change and to influence teams to deliver results

EXPERIENCE

BANK OF AMERICA, Boston, MA

2020 - Present

Senior Vice President – Business Support Manager II

Provide strategic planning, analysis, project management, and business management leadership for a ~100 member Client Experience and Business Enablement team within Merchant Services

- Manage and develop strategic senior executive level presentations, speaking notes, reports, and updates in preparation for the platform launch and evolution of Merchant Services at Bank of America
- Create an internal employee engagement framework, choreograph and lead executive and team meetings and related deliverables to support teams with client facing and non-client facing associates
- Develop and manage the Small Business National Rollout Executive Engagement initiative to provide proactive, timely and consistent communications to executive partners throughout the merchant services platform launch; designed and executed three virtual kick-off events for 350 salespeople
- Provide "internal consultant" services for strategic planning and transformational programs, defining goals and building project plans and materials to deliver results
- Serve as Business Continuity lead, manage Business Controls strategic requests, and coordinate deliverables for Business Impact Analysis and Recovery Planning; created widely adopted Risk Trackers
- Developed the Client Treatment Strategy scripts and training decks related to clients requesting to transition to Bank of America from the dissolved joint venture

BANK OF AMERICA MERCHANT SERVICES, Boston, MA

2017 - 2020

Vice President – Business Management Director

Led executive communications development and execution, strategic planning, and internal communications management for the 775 member national Small Business sales organization

- Led Small Business communications and employee engagement during a period of intense change following announcement of the corporation's joint venture termination including executive deliverables, organization-wide communications, and internal Quick Calls and employee sessions
- Translated and crafted senior executive vision into all aspects of Head of Small Business deliverables including executive presentations, articles, blogs, podcasts, videos, and All Hands Calls
- Introduced and managed new communications initiatives and employee engagement campaigns to create a culture of client relationship care and responsible growth across Small Business
- Served as Communications Lead for critical cross-functional and organization pilot programs including a successful Field Sales regional service model pilot and an Inside Sales call center coverage model pilot
- Managed the executive planning sessions, content, and run of shows for offsite senior leadership meetings and Small Business sessions for annual Platinum Club events

Senior Vice President – Global Business Planning and Transformation Team, Operations and Technology Provided strategic planning, analysis, and project leadership for a 3,200+ member team

- Served as Communications Director for the cross-business Global Operating Model initiative liaising with Operations, Client Executive, and Human Resources teams to migrate functions from high to lower cost locations, impacting 1,200 staff over a two year period to deliver ~\$85MM in annualized savings
- Fostered and built strong relationships with regional Operations heads and Risk and Controls contacts to develop rapid and responsive regulatory deliverables for the OCC and Federal Reserve Board
- Managed the Global Communication Council, a cross-cultural, employee engagement tool, expanding membership by 45% and global participation by 75% across 50+ countries
- Provided "internal consultant" services for transformational programs, defining goals and target audiences, building project plans and materials, and partnering with global teams to deliver results

CITIGROUP INC., New York, NY

2011 - 2014

Senior Vice President – Chief of Staff Team, Securities Funds Services Operations and Client Delivery
Managed strategic initiatives and communications programs for an 8,000+ member team in 50+ countries

- Directed the Global Client Showcase initiative to provide common messaging and consistent content to clients, regulators, and senior Citigroup executives in key global processing centers, launching the first showcases in India, Malaysia, and Canada
- Developed process framework and related deliverables for internal Resolution Planning submissions
- Led and supervised a global team of trainers to develop and deliver targeted trainings for Operations teams worldwide and managed June Learning Month with 100+ non-mandatory training offerings
- Served on the Operations & Technology (O&T) Women's Leadership Council (WLC) Planning Committee to deliver the successful three day WLC 2014 Annual Meeting for 200+ senior Citigroup women

ATHENA COMMUNICATIONS, Portsmouth, NH

2004 - 2011

Principal and Consultant

Provided strategic communications consulting services to nonprofit organizations

- Provided strategic and project management direction for statewide childhood obesity prevention and Healthy Eating Active Living (HEAL) initiatives in New Hampshire
- Designed and conducted a comprehensive survey to assess the capacity building of an innovative model for multi-tenant collaboratives with the resulting presentation shared at local and national conferences

STATE STREET CORPORATION, Quincy, MA and London, UK

1994 - 2004

Assistant Vice President and Senior Communications Analyst

Developed and implemented strategic communications programs and client materials

- Served as Global Market Information Manager and Editor-in-Chief of major publications, The Guide to Custody in World Markets and The Global Navigator, distributed to 7,000+ clients and partners
- Spearheaded the development of an internal branding program resulting in increased efficiency, improved coordination, and a common vision for the 1,300 member global Securities Services division

ADDITIONAL RELEVANT EXPERIENCE

Citi Global Communication Council, Director

Citi Diversity Council and Citi Foundation - Global Community Day, Project Leader

EDUCATION

UNIVERSITY OF CONNECTICUT

Master in Business Administration – Concentrations in International Business and Marketing

CLARK UNIVERSITY

Bachelor of Arts - Double Major in International Relations and German

beth.hartnett@gmail.com



APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information.

Please submit resume' along with this application.

Committee: Public Art Review Committee Initial applicant
Name: Jen Meister Telephone: 603-828-1520
Could you be contacted at work? YES NO If so, telephone#
Street address: 287 Cabot Street
Mailing address (if different):
Email address (for clerk's office Jenjmeister@gmail.com
How long have you been a resident of Portsmouth? 23 years
Occupational background:
My background is in Visual Merchandising and Store Design and Marketing. I have also been an adjunct professor/recitation instructor at UNH.
Please list experience you have in respect to this Board/Commission:
I was on the very short-lived Ad Hoc Public Arts Committee this past summer.

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO
Would you be able to commit to attending all meetings? YES V NO
Reasons for wishing to serve:
Please list any organizations, groups, or other committees you are involved in: Portsmouth Listens (past) Women's City Club (current) Leadership Seacoast (past) Summer 2022 Ad Hoc Public Art Committee
Please list two character references not related to you or city staff members: (Portsmouth references preferred) 1) Becky Davis 304 Cabot Street #2 603-978-1631 Name, address, telephone number
2) Bruce Addison 17 Pray Street 781-424-1834 Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:
 This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and This application may be forwarded to the City Council for consideration at the Mayor's discretion; and If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.
Signature:
If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? Yes No

Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801 6/27/2012



APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information. Please submit resume' along with this application. Public Art Review Committee Initial applicant Via Mail Name: Alyssa Murphy Telephone: Could you be contacted at work? YES NO If so, telephone# 334 Lincoln Avenue Poetsmouth NA): same Mailing address (if different Email address (for clerk's alyssa@placework.studio communication How long have you been a resident of Portsmouth? 12.5 years Occupational background: I am a licensed architect and have been a business owner in Portsmouth for more than 10 years. Our firm, Placework, is located downtown. Our work is primarily for municipal, institutional and education clients. Please list experience you have in respect to this Board/Commission: As an achitect, I have been involved with several projects that incorporate public art. Prior to coming to Portsmouth, I was the Project Manager for a K-12 school project in the Bronx that administersd approximately \$700k for two public art projects inside the school. I have also been part of teams that have submitted applications for public art in the past, such as Portsmouth's Foundry Garage Project.

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO Would you be able to commit to attending all meetings? YES NO		
Reasons for wishing to serve:		
The arts are an integral part of the fabric of Portsmouth - both its character and		
economy. I would like to support high quality art, both local and internationally recognized, to enhance our community. I would like to encourage art		
that speaks to people of all ages, backgrounds, and socio-economic status to create greater cohesion within the community.		
Please list any organizations, groups, or other committees you are involved in:		
Natoinal Strategic Councilor (representing NH,) American Institute of Architects		
Planning + Implementation Committee, South Church (Chair 2019-2022; Member 2023-2026)		
Personnel Committee, South Church (2022-2024)		
Member, Strawbery Banke Museum; Subscriber, Portsmouth Athenaeum		
Please list two character references not related to you or city staff members: (Portsmouth references preferred)		
1) Rebecca O'Brien 396 Miller Avenue, Potsmouth, Willow		
Name, address, telephone number		
Name, address, telephone value		
Rebecca Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076		
Rebecca Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076		
2) Rebecca Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number RX OURMITTING THIS APPLICATION YOU UNDERSTAND THAT:		
2) Rebecca Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be		
2) Rebecca Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and 2. The Mayor will review your application, may contact you, check your references,		
PREDECCA Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and 2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and This application may be forwarded to the City Council for consideration at the		
PREDECCA KWOKA 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and 2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and 3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and		
PREDECCA KWOKA 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and 2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and 3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and 4. If this application is forwarded to the City Council, they may consider the		
2) Rebecca Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and 2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and 3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and 4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting. 5. Application will be kept on file for one year from date of receipt.		
Properties and the second street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and 2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and 3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and 4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting. 5. Application will be kept on file for one year from date of receipt.		
2) Rebecca Kwoka 212 Broad Street; Portsmouth, NH 603-793-1076 Name, address, telephone number BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and 2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and 3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and 4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting. 5. Application will be kept on file for one year from date of receipt.		

Alyssa Manypenny Murphy, AIA, LEED AP



Alyssa is a registered architect and Principal of Placework. She leads projects that serve communities for municipal, higher education, and non-profit clients. Her expertise ranges from early project planning studies through design and construction administration. Alyssa's pragmatic optimism supports her ability to engage disparate stakeholders and define a vision for collective success.

Prior to founding Placework, Alyssa led education and multi-family housing projects for ten years in New York City. Alyssa is currently serving as the New Hampshire representative to the national Strategic Council of the American Institute of Architects.

EDUCATION

University of Pennsylvania M. Arch, 2001

Architectural Association London

Middlebury College B.A. magna cum laude 1995

REGISTRATIONS

NH- 03806 ME- 3771 MA- 952622 NY- 031072

HONORS

AIANH Clinton Sheer Award -2022

AIANH Excellence in Architecture Merit Awards - 2021 & 2016

Plan NH Merit Award - 2020 Madbury Public Library

COMMUNITY

AIA National Strategic Council 2022-2025

Editor-in-Chief, Forum AIA NH quarterly magazine 2018-present

AIA New Hampshire Board of Directors, 2015-2020 President 2018

New Hampshire Architecture Foundation, President 2019-2020

Seacoast Community School, Board Member, 2012-2016

SELECT PROJECTS

St. Anselm College Humanities Institute
Manchester, NH Programming, through construction 2019-2023

Madbury Public Library
Madbury, NH Programming through construction, 2015-2019

Portsmouth Senior Activity Center
Portsmouth, NH Programming through construction, 2017-2020

Somersworth Library Planning Study Somersworth, NH. Space Planning and Conceptual Design, 2022

Saltonstall Farm Event Barn Stratham, NH Adaptive Reuse, 2019-2020

Dover Children's Home
Dover, NH Historic Preservation and Renovation 2018-19

University of New Hampshire – Hubbard Hall Expansion Study Durham, NH Facility assessment, programming and schematic design, 2017-18

South Church – Social Hall & Classroom Renovation Portsmouth, NH. Programming through construction, 2017-2018

University of New Hampshire – New England Center Durham, NH Adaptive Reuse for Advancement, 2015-2017

EXPERIENCE

Higher Education Studio Project Manager, Harriman Auburn, Maine 2009-2012

Associate, Edelman Sultan Knox Wood/Architects New York, New York 2001-2009



APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information.

Please submit resume' along with this application.

Committee: Public Art Review Committee JAN 3 0 2023 Initial applicant
Name: Nancy Pearson Telephone: 603-512-3953
Could you be contacted at work? YES NO VI If so, telephone#
Street address: 104 Lincoln Ave, Portsmouth
Mailing address (if different):
Email address (for derk's office nespearson@gmail.com
How long have you been a resident of Portsmouth? 12 years
Occupational background:
Nonprofit and Arts administrator, Educator
Please list experience you have in respect to this Board/Commission:
I was a board member, the board president, and also the director of Art-Speak, the city's cultural commission from 2011-2016.

commitment involved? YES NO
Would you be able to commit to attending all meetings? YES 🚺 NO
Reasons for wishing to serve:
I was the president of the board for Art-Speak when we created the Public Art Guidelines, including the PARC, that were adopted as policy by the city council in 2015 (or around that time). These guidelines enabled the city to objectively review and accept a number of public works including the Music Hall Arch, The Michael Warhurst sculpture in Prescott Park, and the Foundry Garage. I believe having guidelines allows a committee, and therefore a community, to evaluate art not on personal preference, but as an interpretive entity as it relates to its surroundings, how it contributes to the city overall, how it appears in relation to other works of art, it's safety and durability, who created it and why.
Please list any organizations, groups, or other committees you are involved in:
I sit on the board of PMAC and the Portsmouth Historical Society.
I am a proprietor at the Portsmouth Athenaeum.
Please list two character references not related to you or city staff members: (Portsmouth references preferred) 1) Jack Blalock Name, address, telephone number
Name address telephone number
Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT: 1. This application is for consideration and does not mean you will necessarily be
 appointed to this Board/Commission; and The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
 If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting. Application will be kept on file for one year from date of receipt.
, , , , , , , , , , , , , , , , , , , ,
Signature: Nancy Pearson Date: 1/27/23 If you do not receive the appointment you are requesting, would you be interested in serving on another
board or commission? Yes No X Places submit application to the City Clade Office 4, Israking 4 pages Posterous the AEL 03904

Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801 6/27/2012



APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information. Please submit resume' along with this application. JAN 0 3 2023
Committee: PUBLIC ART REVIEW Committee By Initial applicant
Name: A. ROBERT THORESEN Telephone: 603.234.1373
Could you be contacted at work? YES NO If so, telephone# RETIRED
Street address: 100 KENSING TON ROAD
Mailing address (if different):
Email address (for derks office communication): thort-tg@comcast.net
How long have you been a resident of Portsmouth? 50+ YEARS
Occupational background:
PLANNING DIRECTOR, CITY OF PORTSMOUTH, 1971-1977;
PLANNING CONSULTANT FOR TWO FIRMS 1977-1993 + 1994-2011.
ALSO, SERVED AS A DEVELOPMENT CONSULTANT & DEVELOPER OF
HISTORIC PROPERTIES AND NEW CONSTRUCTION. (SEE RESUME FOR
MORE DETAILS) Please list experience you have in respect to this Board/Commission:
BESIDES MY PLANNING WORK, I'M ALSO A JURIED ARTIST IN THE
NH ART ASSOCIATION. SERVED AS BOARD PRESIDENT (2005-2009).
SEQUED AS A TASK FORCE MEMBER FOR CREATION OF NHCF
ARTIST ADVANCEMENT GRANT, ALGO SERVED AS A JUROR
FOR MANY YEARS TO SELECT ANNUAL RECIPIENT. HAVE JURIED AND CURATED NUMEROUS ART SHOWS INCLUDING OVER A SHOW THAT TOURED JAPAN AS PART OF 100th ANNIVERSARY 6/27/2012 OF THE PORTSMOUTH PEACE TREATY, HAVE BEEN INVOLVED IN THE ARTS FOR 50 YEARS,

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO
Would you be able to commit to attending all meetings? YES NO VIA ZOOM.
Reasons for wishing to serve: I BELIEVE I HAVE A UNIQUE &
COMPREHENSIVE SKILL SET THAT WILL SERVE THE CITY
BECAUSE OF MY KNOWLEDGE OF/PARTICIPATION IN CITY GUNERIN-
MENT AND THE ARTS COMMUNITY. I WAS ASKED TO SERVE
ON A COMMITTEE SIMILAR TO THIS ONE SEVERAL YEARS, BY ART-SPENIFOR REASONS I DON'T KNOW THE COMMITTEE NEUER CONVENED TO Please list any organizations, groups, or other committees you are involved in: AND NON-PROFIT
SEE RESUME FOR THE MANY ARTS, ORGANIZATIONS IN WHICH
I HAVE BEEN INVOLVED.
Please list two character references not related to you or city staff members: (Portsmouth references preferred) AMANDA KIDD-KESTLER, EXEC. DIRECTOR,
1) NH ASSOCIATION, 136 STATE ST., PORTSMOUTH, 603-431-4230 Name, address, telephone number JACK BLALOCK, FORMER MAYOR
2) 148 BRACKETT RD. PORTSMOUTH, NH 603-234-3112
Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:
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4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.
Signature: 1. Robert 2 horreson Date: DEC. 30, 2022
If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? YesNo

Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, Nrt USOU 6/27/2012

A. ROBERT THORESEN

EDUCATION:

Syracuse University, A.B., 1965

Major: Sociology Minor: Architecture

Syracuse University, Master of Regional Planning, 1969

University of New Hampshire, Master of Public Administration, 1976

Harvard Graduate School of Design, Course in Real Estate and the Development Process, 1981

PROFESSIONAL EXPERIENCE:

Volunteer Activities In Retirement. August 2011 - Present. Have served on numerous non-profit boards, chaired capital campaigns for non-profits, and have participated in "immersion philanthropy" (fund raising through design and construction of building projects) for Lovering Health Center, Pontine Theatre, and Seacoast Repertory Theatre. Currently, guest curating an exhibit entitled *Reinventing Portsmouth: Renewal and Renaissance*, 1970s for the Portsmouth Historic Society.

Coventry Assets, LLC, Portsmouth, NH. Principal, Stockholder, and Manager (with a business partner), March 1994 - Present, of a real estate holding company that has developed and owns properties in downtown Portsmouth.

The Thoresen Group, Ltd., Portsmouth, NH. Principal and stockholder, March 1994 – August 2011. Founder of planning and real estate development consulting firm providing advisory and development services to clients and for own account.

Personal Sabbatical, Portsmouth, NH. August 1993 – March 1994. Working sabbatical to develop expertise on art and to carry out a one person gallery exhibit while exploring future art and other opportunities. Exhibited widely in regional galleries.

RKG Associates, Inc., Durham, NH. Vice President and stockholder, April 1989 – August 1993. Manager and/or producer of major urban planning, reuse feasibility and impact studies for private and public sector projects. Studies included military base reuse plans, real estate reuse potential closing of 11 mental health hospitals, economic and fiscal impact evaluations of multi-million dollar development projects, and economic development strategies for government units. Also directed property management, leasing and reuse analysis of distressed commercial properties for financial institutions.

The Thoresen Group, Portsmouth, NH. Principal, November 1977 — March 1989. Co-founder (with Susan Thoresen) of consulting firm specializing in planning, management and development consulting services to cities, towns, private sector and non-profit organizations. Expertise included feasibility and impact assessment of housing and commercial projects, analysis and reuse of historic properties, representing developers in regulatory hearings and approvals, and preparing innovative land use regulations.

City of Portsmouth, NH. Planning Director, December 1971 – November 1977. Directed Planning Department and all planning efforts for the City including comprehensive planning, visual environmental studies, historic preservation planning, and other phases of planning. Directed Community Block Grant Program, involving planning, implementation and administration of a \$3.2 million, three-year program.

Neighborhood Information and Referral Office, Manchester, NH. Director of Community Affairs, November 1970 – December 1971. In charge of development, staff operations and training.

U.S. Army, Fort Benning, Georgia. Social work/Psychology Specialist, February, 1968 – November, 1970. Worked in a comprehensive mental health program including a clinical work and research. Co-authored articles in medical journals and a research study on drug abuse.

The Planning Services Group, Cambridge, MA. Planner, September – November 1967. Worked on planning and feasibility study for major federal facility in Cincinnati, OH.

OTHER RELEVANT EXPERIENCE:

CityView Columnist. Wrote a monthly column of architecture, urban design and historic preservation for the *Portsmouth Herald* and formerly for *Portsmouth Magazine*, 1985 – 1996.

Real Estate Development. Conducted feasibility studies, purchased, planned and coordinated the development of several historic and new properties for own account.

Boston University, Boston, MA. Guest Lecturer, periodically since 1981. Lecturer on historic district commission decision-making.

HONORS:

American Institute of Architects, New Hampshire, Elected to Honorary Membership, 2011, for distinguished work in city planning, historic preservation and urban design.

Commercial Development Award, Portsmouth Advocates for new 15,000 sq. ft. office/retail building, 1998.

Special Recognition Award for Downtown Revitalization efforts, Pro-Portsmouth, 1997.

Commercial Development Award, Portsmouth Advocates, for rehabilitation of a former jail, 1995.

Planning Journalism Award, American Planning Association (NNE Chapter) for CityView Column, 1991.

Gerrier Preservation Award, Portsmouth Advocates, for preservation work and historic preservation, 1991.

Vision 2020 Award, for a comprehensive vision and long-range planning in Portsmouth, 1991.

Listed in 1986 New Hampshire Notables.

Design in Excellence Award, City of Portsmouth, recycling of carriage house for professional offices, 1982.

Design Project Fellowship, National Endowment for the Arts, 1978, given NEA Recognition Award, 1980.

National Finalist, White House Fellowship Program, 1977.

National Endowment for the Humanities Seminar for Public Administrators, Cornell University, June - July, 1976.

COMMUNITY SERVICE:

Market Square Steeple Advisory Committee, 2005-2007

Creek Farm Consultant Selection Task Force, Society for the Protection of NH Forests, 2005-2006

Portsmouth Athenaeum, Board of Directors, 2004-2006.

Greater Piscataqua Community Foundation, Board of Directors, 1998 – 2004, Chair, 2002 – 2004.

New Hampshire Art Association, Board of Directors, 1994 – 2004, President, 2005-2009.

Portsmouth Police Commission, Commissioner, 1992 -1993.

Mayor's Task Force on Police Station Reuse. Chairman and principal author of reuse study, 1991 – 1992.

Japan America Society of New Hampshire, Vice President and founding member, 1985 – 2000.

Mayor's Blue Ribbon Committee on Tax Assessment, 1984 - 1985.

Strawbery Banke, Inc., Board of Trustees, 1984 – 1989; Vice President, 1987 – 1989.

Granite State Public Radio, Inc. (WEVO), Board of Trustees, 1984 – 1986.

South Church Board of Governors, 1983 – 1986. Chairman, 1985 – 1986. Chairman, Capital Campaign and Restoration, 1986; Chair, Capital Campaign and Implementation Committee, 1997 – 2002.

Portsmouth Historical Society, Board of Trustees, 2020 - 2021

Preservation Action, Washington, D.C., Board of Directors, 1979 – 1986.

Theatre By The Sea, Board of Trustees, 1978 – 1981.

Seacoast Repertory Theatre, Board of Trustees, 2010-2011; Vice President, 2010-2011. Co-Chair, Capital Campaign Cabinet, 2019-2022

Seacoast United Way, Board of Directors, 1975-1981. President 1979-1980.

PROFESSIONAL ASSOCIATIONS:

New Hampshire Planners Association, Director 1974 – 1976. Founder and Editor, *NHPA Newsletter*, 1974 – 1976. American Planning Association
New Hampshire Art Association, Juried Member



APPOINTMENT APPLICATION

Instructions: Please print or type and complete all information Please submit resume' along with this application.

Committee: Public Arts	JAN 0 3 2023
Name: Robert White Telephone: 802-3	345-5467
Could you be contacted at work? YES ✓ NO If so, telephone#	
Street address: 425 Union street, Portsmouth, Nh	03801
Mailing address (if different):_same	
Email address (for derk's office Rwhite@gpinet.com	
How long have you been a resident of Portsmouth? 6.5 years	
Occupational background:	
I am a NH Licensed Landscape Architect and urban design Masters in Landscape Architecture from the Harvard Grad Design and a Certificate in Training in Creative Placemaki National Creative Placemaking Institute/NH Arts Institute. member of PLAN NH and had led/participated as illustrated over 150 public charettes in my career. I have worked with	luate School of ing from the I am a Board or/designer for
Please list experience you have in respect to this Board/Commissio	n:
39 year career as a Landscape Architect and Urban Designer. Thad my own private practice/LLC in Vt for 30 years then relocated take a position with GPI.	
My work for GPI covers most of New England, and I have received	
Tounded the Portsmouth Alliance of Design Professionals for the F Dining Project that resulted in city approval to move hundreds of resoutside in the downtown.	staurant seats
My training and practice has focused on public space design, Creat	tive Placemaking OVE

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO
Would you be able to commit to attending all meetings? YES ✓ NO □
Reasons for wishing to serve:
I wish to bring my experience in public spaces and public arts to the ongoing enhancement of Portsmouth's cityscape and cultural and artistic vitality.
Please list any organizations, groups, or other committees you are involved in: PLAN NH Board of Directors
Design Fellow: World Trails Network
Please list two character references not related to you or city staff members: (Portsmouth references preferred) 1) Anne Wiedman, Community Development Coordinator, JSA Architects, Portsmouth, NH 603-239-1282
Name, address, telephone number
2) Tiffany Tononi McNamara, Exec. Director, PLAN NH PO Box 1105, Portsmouth, NH 603-452-7526
Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:
 This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and This application may be forwarded to the City Council for consideration at the Mayor's discretion; and If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting. Application will be kept on file for one year from date of receipt.
Signature: Robert A. White Date: 1/2/2023
If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? YesNoxPlease submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801



APPOINTMENT APPLICATION

OVER

Instructions: Please print or type and complete all information

Please submit resume' along with this application

PARC		
Committee:		III Initial applicant
Mara Witzling		0985
Name:	l elephone:	
Could you be contacted at work? YES N	IO If so, telephone#	not relevant
33 Hunking St Street address:		
Mailing address (if different):		
Email address (for derk's office artgrrl04@ya	ahoo.com	
	5 years	
How long have you been a resident of Ports	mouth?	
Occupational background:		
Art Historian, Professor of Art History	-	at UNH.
Docent, Art Tours, Alnoba Leadership		
Museum intern, during graduate scho	<u>ol, Cornell Universit</u>	<u>y</u>
Please list experience you have in respect to		
My professional experience as described ab		
addition, for a number of years, I served on		
Reach, a local arts program for at-risk teens		
of art in their extensive and excellent collect I am particularly interested in the multi-facet		
environment they inhabit, and humans who	frequent that environme	ent.
I believe that art fulfills a human need, and t		•
elude other means. I really love talking abo accessible	ut art and neiping to ma	ake it visible and

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES NO
Would you be able to commit to attending all meetings? YES V NO
Reasons for wishing to serve: I am very committed to the idea of making art more available in the urban environment. Llove living in the City of Portsmouth and believe it is a very special place. I would bring knowledge and enthusiasm to the Committee and would find it satisfying to use my particular expertise to the betterment of the community. A word about my commitment to attend meetings. I commit to attend the meetings that are scheduled while I'm in Portsmouth. As a retiree, I tend to travel 4-7 weeks during January and April. If possible, I could be able to attend by ZOOM.
Please list any organizations, groups, or other committees you are involved in: Proprietor, Portsmouth Athenaeum
Docent, Alnoba Leadership Institute Volunteer, New England Historic Genealogical Society
Please list two character references not related to you or city staff members: (Portsmouth references preferred) Steve Demarais, UBS, 40 Congress St., Portsmouth, 603-334-6247 Name, address, telephone number
Mary-Jo Monusky, 39 Mount Vernon St, Portsmouth, 603-817-8876
2)
Name, address, telephone number
BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:
 This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.
Signature: Date:
If you do not receive the appointment you are requesting, would you be interested in serving on another
board or commission? Yes No not at this time

Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801 6/27/2012

MARA R. WITZLING

33 Hunking St Portsmouth, NH 03801

CURRENT STATUS: Professor Emerita, Art and Art History and Women's Studies

EDUCATION:

Cornell University, Ph.D., 5/78, Medieval Art, Modern Art, Theory/criticism Cornell University, M.A., 5/70, Medieval Art, Modern Art Queens College, C.U.N.Y., B.A., 1/67, English Literature, Art History

RECENT EMPLOYMENT:

9/77 - date

Professor, Department of the Arts, University of New Hampshire Durham, N.H (Instructor 9/77-5/78: Assistant, 6/78-6/83; Associate 6/83-

6/93; Professor 6/93-date).

RECENT FELLOWSHIPS AND GRANTS:

5/04-6/04 John W. Hatch Memorial Fellowships for College of Liberal Arts and Art Department Faculty
5/04-6/04 UNH, Council on International Education, Travel Grant

5/04-6/04 University of New Hampshire, Center for the Humanities, Travel Grant.

AWARDS:

10/02

University of New Hampshire, College of Liberal Arts, Teaching

Excellence Award

MASTER'S THESIS:

Witchcraft Motifs in Northern European Art of the Sixteenth Century Cornell University, 1970

DOCTORAL DISSERTATION:

An Archaeological Investigation of the Winchester Psalter, Cornell University, 1978.

SELECTED PUBLICATIONS:

"Quilt Language: Towards a Poetics of Quilting," forthcoming, <u>Women's History Review</u>, Spring, 2009.

Encyclopedia of New England Culture, ed. Burt Feintuch and David Watters, New Haven, CT: Yale University Press, 2005: "Edmonia Lewis," "New England Women and Art."

Berkshire Encyclopedia of World History, Great Barrington, MA: Berkshire Publishing Group, 2005: "Art--Europe" (overview of 2000 years of European Art).

St James Guide to Contemporary Women Artists, Farmington Hills, MI: St. James Press, 2001: updates to 4 earlier entries written by other authors (Magdalena Abakanowicz, Louise Bourgeois, Niki de St. Phalle, Judy Chicago, Nancy Graves).

Concise Dictionary of Women Artists, London: Fitzroy, Dearborn, 2001. Editorial Consultant.

St James Guide to Contemporary Women Artists, ed., Laurie Hills Farmington Hills, MI: St.

James Press, 1999: 5 entries (Emily Carr, Dorothy Dehner, Gwen John, Marianne Werefkin, Kiki Smith)

<u>Dictionary of Women Artists</u>, ed, Delia Gaze, London: Fitzroy Dearborn, 1997: "Why a Dictionary of Women Artists at this Time?" (general introduction); "Feminism and Art History" (period survey), "Barbara Chase-Riboud", "Audrey Flack", "Faith Ringgold", "Monica Sjöö" (entries on individual artists); member, advisory panel.

<u>Voicing Today's Visions: Writings by Contemporary Women Artists</u>, New York: Universe, 1994; London: The Women's Press, 1995.

"Freedom to Say What She Pleases: A Conversation with Faith Ringgold," (with Melody Graulich), National Women's Studies Association Journal (Spring, 1994, special issue focusing on African-American women) Reprinted in Black Feminist Cultural Criticism, Jacqueline Bobo, ed., Blackwell Publishers, 2001.

"Mutual Implications: A Recent Conversation with Nancy Graves," <u>Art New England</u>, 15/1 (December 1993/January 1994), pp.31-32, 49.

Mary Cassatt: A Private World, New York: Universe, 1991.

<u>Voicing Our Visions: Writings by Women Artists</u>, New York: Universe, 1991; London: The Women's Press, 1992.

SELECTED REVIEWS:

Review of Jacqueline Burckhardt and Bice Curiger, Meret Oppenheim: Beyond the Teacup (Independent Curators, New York, 1996) for Women's Art Journal, vol. 20, no. 1 (Spring 1999).

Review of Robert Belton, <u>The Beribonned Bomb: The Image of Woman in Male Surrealist Art</u> (University of Calgary, 1995) for <u>Women's Art Journal</u>, vol 19, no. 1 (Spring 1998).

Review of Bridget Elliott and Jo-Ann Wallace, <u>Women Artists and Writers: Modernist</u> (<u>Im)positionings</u> (Routledge, 1994) for <u>Women's Art Journal</u>, vol 19, no. 1 (Spring 1997).

"The Gendering of Modernism", Art History, vol 19, no. 4 (December, 1996)

Review of Mary Ann Caws, Rudolf Kuenzli, and Gwen Raaberg, <u>Surrealism and Women</u> (Cambridge, MA. and London: The MIT Press, 1990), for <u>Women's Art Journal</u>, vol. 16, no. 1 Spring, 1995).

CURATED EXHIBITIONS:

"Looking Back/Facing Forward: NH Women's Caucus for Art 10th Anniversary Show" -- Exhibition at The McIninch Art Gallery, Southern New Hampshire University, Manchester, NH., February-March, 2005.

"Religion: Contemporary Interpretations by Women" featuring the work of five contemporary women artists for whom religious imagery is an important and central part of their oeuvre -- Exhibition at The Art Gallery, University of New Hampshire, January - March, 2000, a part of Women and Religion in the Year 2000, Saul O. Sidore Initiative.

"ARTICULATE"-- Exhibition at the Mary Delahoyd Gallery, New York, of the works by the 14 artists included in <u>Voicing Today's Visions</u>. December 1994-January 1995.

SELECTED PRESENTATIONS:

"Quilt Language: Towards a Poetics of Quilting," a talk presented at Women, Art and Culture: Historical Perspectives 14th Conference of Women's History Network (UK), September 2005, Southampton, UK.

Panel Moderator: "Looking Back/Facing Forward: NH Women's Caucus for Art 10th Anniversary Show" -- Exhibition at The McIninch Art Gallery, Southern New Hampshire University, Manchester, NH., March 2005.

Panel Moderator: "Religion: Contemporary Interpretations by Women" featuring the work of five contemporary women artists for whom religious imagery is an important and central part of their oeuvre -- Exhibition at The Art Gallery, University of New Hampshire, January - March, 2000, a part of Women and Religion in the Year 2000, Saul O. Sidore Initiative, February 2000.

"Transformation and Power: African American Artists as Activists," a talk presented at Winchester School of Art, University of Southampton, Winchester, UK, April, 1999.

"'A Woman With Love in Her Life:' The Conflict Between 'Woman' and 'Artist in Gwen John's Letters to Rodin," presented at the conference on Woman, Image, Text." at Sheffield Hallam University, Sheffield, UK, November, 1993.

"Piecing this World Up Right: Faith Ringgold and the Transformative Power of Women's Art," (with Melody Graulich), KEYNOTE SPEECH, <u>Women, Art, Society</u>, Eighth Annual Maine Women's Studies conference, Farmington, Maine, April 1993.

"My Beautiful, My Unique, My Self, My Muse: Werefkin's 'Inconnu' and the Appropriation of Artistic Authority by Women Artists," a paper presented at the College Art Association Annual Meeting, Seattle, WA., February 1993.

"Looking High and Low: Harriet Powers' Bible Quilt and the Sistine Chapel Ceiling," a paper presented at the College Art Association Annual Meeting, New York, February 1990.

"With Reluctant Feet:" The Meeting of Childhood and Womanhood in Works by Women Artists," a paper presented at the conference on <u>Women, the Arts, Society</u>, Susquehana University, Selinsgrove, PA., November, 1988.

To whom it may concern,

I am officially resigning my position from the city of Portsmouth planning board effective August 19, 2022 which has been my final meeting.

Kind regards, Franco DiRienzo January 9, 2023

RE: Resignation

Thank you for the opportunity to serve on the COVID response task force. Unfortunately, my work schedule has prevented me from being available for meetings as often as I had anticipated. In light of this, please take this as my official letter of resignation, effectively immediately.

Kind Regards,

Tania Marino Director C4C & Cafe 617-596-7083 (C)

Proposal for 4.5% spending increase guideline for FY24 Budget

Guidance from the city council will aid all city departments in creating their FY24 budgets, and support the city manager's work with police, school and fire departments. This target strives to be less than the forecasted rate of inflation, recognizing the high cost of living taxpayers are currently facing. As the elected body, it is the City Council's role to balance the staff needs with the taxpayer's ability to pay for them. As reported by the City Finance Officer, the Fire Department budget increase is currently 1% before collective bargaining increases and the School Department has a first pass budget of 3.9% under consideration.

If this target requires reductions in the current level of services, the city manager and staff should advise the council during the budget retreat. The target would be wise to exclude the one-time costs of bringing IT in-house in FY24, which will result in better service and more efficiencies in the future.

CITY OF PORTSMOUTH

CITY COUNCIL POLICY ON OUTDOOR DINING

The suggested amendments to the outdoor dining policy are highlighted in Red and Underlined for your reference:

First, add the following section:

- 1. Dining on City Sidewalks
- A. <u>Time Period: March 10 -Nov 15</u>
- B. Fee: \$5.00 per square foot of impacted area
- C. <u>Where Allowed: Abutting the establishment, or beyond the establishment with</u> permission of the directly abutting business(es)
- D. Additional Conditions:
 - (i) Establishments requiring a divider between dining area and sidewalk, shall use either a metal or metal-looking barrier, rope-like barrier, or similar alternative approved by the City Manager for separation
 - (ii) Establishment responsible for removing chairs, tables and other items as needed so as avoid interference with municipal snow removal activities or other municipal needs

Second, amend Section 5 to add language to clarify that this policy does not supersede the existing sidewalk encumbrance permitting process.

5. Administrative Discretion

The City Manager shall have authority to set additional restrictions and requirements consistent with this policy specifically to include, but without limitation, the incorporation of those special provisions related to the service of alcohol <u>described in City Council Policy 2012-02</u>, insurance requirements, application processes and timelines, and fines and consequences for failure to comply.

This policy does not limit or restrict an establishment's ability to obtain a sidewalk obstruction permit to place out, for public use, tables and chairs (as well as A frame signs, racks of clothing and other items) as historically and presently allowed by application to the City Clerk's office. See Chapter 9 Article V.



MEMORANDUM

TO: CITY COUNCIL

FROM: KAREN CONARD, CITY MANAGER

SUBJECT: APPLICATION FOR MEMBERSHIP AS A CERTIFIED LOCAL GOVERNMENT

DATE: FEBRUARY 1, 2023

Purpose

In coordination with the Historic District Commission (HDC), the Planning Department has prepared an application for the City to become a member within the NH Certified Local Government (CLG) program. After HDC review and approval, we are now seeking support and approval from the City Council to submit an application to the NH Division of Historic Resources. The following is an overview of the CLG program, its eligibility, and its benefits to the City.

Background

- 1. What is the CLG Program? The CLG program is a preservation through partnership arrangement whereby local, state and federal governments work together to help preserve and save local historic resources. Through the certification process, communities make a commitment to preservation of local historic resources.
- How does the CLG Program work? Jointly administered by the National Park Service (NPS) and the State Historic Preservation Offices (SHPOs), each local community works through a certification process to become recognized as a CLG. When communities agree to follow State and Federal requirements, they gain access to benefits of the program and become active preservation partners.
- 3. Who is Eligible for CLG? To become certified, a community must: (1) Enforce appropriate state or local legislation for designation and protection of historic resources (i.e. adoption of a Local Historic District); (2) Must establish adequate and qualified historic district commission composed of professional and lay members; (3) Must maintain system for the survey and inventory of historic properties (we have a comprehensive survey record); (4) Must provide for adequate public participation in local preservation programs, including recommending properties for nomination to the National Register; and, (5) Must satisfactorily perform the responsibilities delineated above and those specifically delegated to it under the National Historic Preservation Act. Note that Portsmouth currently meets all five criteria.
- 4. What are the Benefits of membership in the CLG? Community certification opens doors to funding, technical assistance, and other preservation opportunities. At least 10% of state's annual federal appropriation for historic preservation is set aside exclusively for CLG's. Being a CLG

- demonstrates Portsmouth's commitment to saving what is important from the past for future generations. As a certified community it becomes easy to demonstrate a readiness to take on successful preservation projects.
- 5. What type of projects can the CLG Program fund? CLG funds can fund: (1) Architectural, historical, archeological surveys, and oral histories; (2) Preparation of nominations to the National Register of Historic Places; (3) Research and development of historic context information; (4) Writing or amending preservation ordinances; (5) Preparation of preservation chapters to municipal master plan; or (6) Publications and educational activities as well as training or rehabilitation or restoration of municipally owned properties individually listed in the National Register of Historic Places or contributing to a National Register Historic District.

Portsmouth Historic Commission

Becoming a member of the CLG program will help Portsmouth maintain and preserve its many historic cemeteries, municipal buildings and also provide support local non-profit organizations like places of worship, cultural facilities, or museums. Given the local funding needed for a wide variety of existing and emerging preservation projects, on November 9, 2022, the Historic District Commission voted unanimously to request the City Council to support the submission of the CLG application to the New Hampshire Department of Cultural Resources, Division of Historic Resources for their review and hopeful approval.

City Manager Recommendation

Vote to support the City submitting the application to the CLG Program administered by the Division of Historic Resources.

CITY OF PORTSMOUTH LEGAL DEPARTMENT MEMORANDUM

DATE: February 1, 2023

TO: KAREN S. CONARD, CITY MANAGER

FROM: SUZANNE M. WOODLAND, DEPUTY CITY MANAGER

RE: OUTDOOR DINING ADMINISTRATIVE PURVIEW

In follow up the City Council's discussion of outdoor dining during its January 23, 2023 meeting, this memorandum provides additional background information, clarification, and advance notice of how City Administration expects to implement the licensing of outdoor dining.

The Online Portal

Outdoor dining in public spaces is implemented through the City's online permitting portal. This portal requires the applicant to agree to certain standard terms and conditions for use of public spaces. Attached is a template applicants used last year. The template will be updated for 2023 consistent with the fees and conditions as expressed by the applicable City Council policies. The update of the template and opening of the application process for 2023 is anticipated to occur within two weeks after the City Council's action on February 6, 2023. This standardized online template covers items beyond the City Council policy direction such as the statutory and code requirements of Health, Fire and Inspections Departments and State Liquor Commission, among others.

Sidewalk Obstruction Permit Unaffected

This memorandum also affirms that the outdoor dining options available through the City's online café licensing portal do not amend the existing sidewalk obstruction permit authorized under Chapter 9, Article V. Under this permit, a business or property owner may apply to the City Clerk to place tables, chairs (there is a set fee for each table and chair) and other outdoor furniture and items such as sales racks and A-Frame signs on City sidewalks. No table service can be provided at these tables and chairs. The chairs and tables are considered open to the public for any purpose allowed on the City sidewalk. Typically, food and non-alcoholic beverages are carried out from the abutting or other nearby establishment and consumed at these tables and chairs.

Administrative Purview on Fees for Parking Spaces, Loading Zones and Streets

It is the City staff's understanding that in passing that section of the Outdoor Dining Policy related to parking spaces, loading zones and travel ways at the January 23, 2023 meeting, the City Council intended to have the fees for these spaces to be the same as last year (i.e. not

increased over last year) assuming the request is similar. It is with this understanding that the Administration will, in effect, use the following formula:

Parking Spaces - \$1,500 per impacted (in whole or in part) parking space

Loading Zones - \$5.00 per square foot of impacted area, or, if the impact area impedes the use of the loading zone and the City designates a new loading zone, the cost of parking space(s) if an alternative loading zone is created

Streets/travel ways - \$5/square foot of impacted area

In the event that there are new/different applications this year, this level of detail will assist in the fair and proper calculation of the fee.

This memorandum also points out that with regard to paragraph 4 relative to street dining, the City's Traffic Engineer would advise that the better term is "detours" rather than "reverses" but the Administration believes it understands the intent of the City Council's action.

SMW/smr

Attachment

cc: Peter Britz, Planning and Sustainability Director
Eric Eby, City Engineer – Parking, Transportation and Planning

	search				
Sys	stem Public Portal			6	5+)
	System Settings // Record Types // Sidewalk Cafe Application				
	Sidewalk Cafe Application		Reve	rt To Draft	
	General Locations Access Form Attachments	Documents	Fees	Workflow	Renewa
	Cafe Information				
	Please contact the Planning Department (610-7216) or by email at planning@cityofportsmouth.com for questions				
	regarding application requirements or the overall approval process. Restaurant Name * Restaurant Address				
	# of Tables * # of Chairs *				
	0				
	Cafe Area (s.f.) *	1			
	0				
	What is the approved occupant load for the interior of your establishment?				
	0				
	Do you plan to serve alcohol in the requested outdoor cafe area?				
	If this is a renewal application, has anything about your setup changed since last year's approval? (please explain below and upload any revised plans)				
	Are you proposing to use a portion of the public sidewalk?				
	Are you proposing to use a portion of the public street?				

equested Start Date * MM/DD/YYYY Requested End Date * MM/DD/YYYYY MM/DD/YYYYY Requested End Date * MM/DD/YYYYY MM/DD/YYYYY Requested End Date * MM/DD/YYYYY MM/DD/YYYYY MM/DD/YYYYY Requested End Date * MM/DD/YYYYY MM/DD/YYYYY MM/DD/YYYYY Requested End Date * MM/DD/YYYYY MM/DD/YYYYY Requested End Date * MM/DD/YYYYY MM/DD/YYYYY Requested End Date * MM/DD/YYYYY MM/DD/YYYYYY MM/DD/YYYYY MM/DD/YYYYY MM/DD/YYYYY MM/DD/YYYYY MM/DD/YYYYY	0	
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loss or liability damage, including expenses and costs, or bodily or personal injury, or for property damage sustained by any person as a result of the installation, use, or maintenance of the obstruction(s) or use granted by this License. This indemnification provision shall survive the termination of the License. *	
Applicant expressly agrees that its use of the Area shall not damage sidewalks, curbing, bike racks, street trees, light poles, trash containers, utilities or any other City amenities or infrastructure, and that its use shall not make the same inaccessible for public uses or maintenance purposes. Applicant shall be responsible for the cost of repairs for any damage to public property. *	
Applicant shall abide by all federal, state and local laws, regulations and ordinances. *	
Applicant shall immediately remove from the Area each and every obstruction and item of personal property, leaving the Area in an unobstructed, clean and sanitary condition upon termination of this License for cause or without cause. *	
This License is not assignable, nor may the obligations of Applicant in any way be transferred, alienated, or delegated to any other party. *	
All public way obstructions shall have the Applicant's name, address and telephone number affixed thereto in a place where such information may be easily seen. If the License grants the placement of tables and chairs, Applicant agrees to place trash and cigarette butt receptacles and daily maintain proper cleanup of debris on the sidewalk in the immediate area. *	
In the event of revocation without cause, the Area Service Fee shall be returned on a pro rata basis. *	
Applicant may utilize the Area for authorized purposes during its normal business hours, except that all tables within the Area shall be cleared of all food and alcoholic beverages by 10:30 p.m., seven (7) days a week. Further, no alcohol may be served within the Area less than thirty (30) minutes prior to the foregoing closure times. *	
Applicant agrees smoking is not permitted within the Area and Applicant shall bear responsibility for maintaining a smoke-free environment. *	
Applicant agrees no devices which produce an open flame or otherwise rely upon combustion, including but not limited to tabletop candles, outdoor torches or grills, are permitted within the Area. However, Applicant shall be allowed the use of portable heaters by submitting a seating plan marked with the type, installation and location of any portable heaters to the City's Fire Department for its review and approval. *	

Applicant agrees the Area shall be maintained in a clean and sanitary condition at all times, and all garbage shall be contained at all times in covered receptacles. At the close of business, the Area shall be left in a clean condition, and all ground debris shall be swept up and disposed of. Applicant acknowledges that washing debris materials into City storm drains or sewer lines is expressly forbidden. *
Within the Area, no food preparation, grilling, service windows, service counters, wait stations, or bus buckets shall be permitted, and condiments, paper products and the like shall be removed from the Area and stored in a secure, indoor location at all times except when actually being used by seated customers. *
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Applicant agrees that if these areas become heavily trafficked or are otherwise difficult to maintain cleanliness due to non-commercial surfaces, they will be required to comply with the 2009 FDA Food Code Section 6-201.11 which requires easily cleanable surfaces that do not allow the pooling of water, collection of food debris or become an attractant to pests and associated public health nuisances and allow for easy maintenance. *
Applicant agrees no live entertainment performances, film, television, music, speakers or other sound entertainment amplification devices shall be placed within the Area for any purpose. No such entertainment shall be situated or conducted inside the building in such a manner that it is transmitted, whether intentionally or incidentally, to patrons in the Area or to adjoining City property. *
Applicant agrees there shall be no canopy to protect the Area, unless it is completely supported by hardware on the building structure and uses no vertical supports in or around the sidewalk café. Umbrellas may be placed over individual tables, though no such umbrellas may bear any advertising or logo. No improvements or personal property located within the Area shall extend on or over any municipal property located outside of the Area. There shall be no advertising of any kind within the Area. *
Applicant shall further bear full responsibility for providing sufficient staffing and supervision within the Area to maintain an orderly dining environment that does not impede or negatively impact passers-by or other uses of City infrastructure or amenities. *
Applicant agrees that use of the Area shall comply with all provisions of the American Disabilities Association (ADA). The Applicant shall be fully and solely liable for assuring that the Area, and the services and programs which the Applicant offers within the Area, are accessible to the handicapped, as defined by the ADA. Where structural modifications to the Area are necessary to achieve accessibility of services and programs offered by the Applicant, Applicant shall be solely liable for making such structural modifications, but before doing so shall obtain the consent of the City. *

Additional Terms and Conditions for Applicants Providing Alcohol Services
In addition to complying with all local, state and federal laws, as well as rules and regulations of the NH State Liquor Commission and the City's Liquor Committee, Applicant shall abide by the following conditions in conducting its service of alcoholic beverages in the Area: Alcoholic beverages shall only be served to patrons who are seated at a table serviced by waitstaff within the Area, and such beverages must be consumed while seated within the Area. *
Alcoholic beverages shall only be served to patrons ordering a substantial meal. *
The service of alcoholic beverages at tables in the Area shall be conducted by waitstaff only, and no person in the Area shall be permitted to bring his or her own alcoholic beverage to a table. *
Applicant shall bear full responsibility for ensuring that no alcoholic beverages are passed, taken, or otherwise transmitted to individuals on surrounding City property from within the Area. *
Applicant shall also self-report any violations of such laws in writing within forty-eight (48) hours of the violation, rules and regulations to both the City and the State Liquor Commission. *
Authorization
I hereby agree that my electronic signature is the equivalent to a handwritten signature and is binding for all purposes related to this transaction.
Use for Jointly Used Spaces I hereby agree that my electronic signature is the equivalent to a handwritten signature and is binding for all purposes related to this transaction.

OpenGov CM Info Item #2





PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH 680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 cityofportsmouth.com



Think Blue!
Water | Wastewater | Stormwater

Memorandum

Date: January 30, 2023

To: Karen Conard, City Manager

From: Brian Goetz, Director of Water Resources/Deputy Director of Public Works

Al Pratt, PE, Water Resources Manager Trevor McCourt, Assistant City Attorney

Re: Little Bay Waterline Project Update

Our project team consisting of City staff and Wright-Pierce, our consulting engineer, continue to work on finalizing the design and permitting of the Little Bay waterline replacement from Durham to Newington.

The City of Portsmouth has a 40-foot wide easement over the length of the water main that extends from the Madbury Water Treatment Facility to the Newington booster station located at the Arboretum Drive entrance to the Pease Tradeport. However, there are many locations along the easement that cannot be accessed without crossing over private property. The initial project design had anticipated construction access to the Durham project site by using the driveway of an abutting property owner (184 Piscataqua Road) and constructing a temporary access drive on the property through which the water line currently crosses (180 Piscataqua Road). Since the previous permit application submittal, the proposed construction access route has been revised and is now proposed to extend through the abutting Town of Durham's Wagon Hill Farm property and the City's existing easement over 180 Piscataqua Road to the Little Bay. In cooperation with the Town of Durham, a proposed access route has been developed that uses established trails within Wagon Hill and the City's existing easement. In many locations, the soils are not suitable to support construction equipment. Therefore, a temporary stabilized construction gravel road is proposed along existing trail corridors.

Our consultants have submitted an updated wetlands permit to the New Hampshire Department of Environmental Services that reflects the change in proposed access. The permit has been under review and it is our understanding that the regulators want us to fully obtain access agreements prior to holding the public hearing and issuing the permit.

The following summarizes the current status of the access agreements:

- Town of Durham: We have met with the Town of Durham to discuss the access needed through their Wagon Hill Farm property. That access agreement would allow us to utilize existing trails on their property rather than through the 40-foot wide easement we currently have through Wagon Hill. This approach would be less disruptive to their property and may also benefit the town by coordinating our work with a trail project they have planned this year. We have a draft of the agreement with the town that we anticipate bringing forward to the City Manager soon.
- **180 Piscataqua Road, Durham** We held a City Council site visit and public hearing regarding eminent domain of the additional temporary and permanent easements necessary for the project over this property on November 16, 2023. The timeline summarizes the status of this:
 - The City's appraiser has finalized the appraisal report for the additional temporary and permanent easements for the project over the property. A second appraiser reviewed this appraisal and provided a second opinion on the value.
 - o The City Legal Department delivered this appraisal report to the property owners on January 11, 2023, starting a 45-day review period for the property owners.
 - o On February 26, 2023 the City will deliver a formal notice of offer to the owners of the property.
 - On March 28, 2023, the City can enter a declaration of taking at the Board of Tax and Land Appeals. The BTLA will then issue a notice of condemnation, ordinarily on the same day, which will be recorded at the Strafford County Registry of Deeds, conveying title to the easements to the City.
 - Between now and March 28th, City staff will continue to conduct negotiations directly with attorneys for the property owners with hopes that an amicable agreement may be reached prior to the full taking.
- **Town of Newington**: The town granted the city a Temporary Access and Construction Easement for the project in March 2021. However, that easement only ran through December 31, 2022. Therefore, we are working with the town to extend this agreement.

Our current tentative schedule for the project is as follows:

- Winter 2022/23 Final Design and Permitting
- June 2023 Bidding
- October-December 2023 Construction Mobilization, Set Up
- December 2023 February 2024 In Water Work
- Spring 2024 Site Restoration

The attached information, again describes the project in detail.

Little Bay Water Line Crossing Project Information

Introduction

The City of Portsmouth (the City) owns and maintains a 7 mile cross-country drinking water transmission main that brings treated drinking water from the Madbury Water Treatment Plant to Portsmouth. The 24-inch main carries approximately 60% of the water serving the City's regional water system that includes Portsmouth, Newington, Greenland, New Castle and portions of Madbury, Dover, Durham and Rye. The main crosses the Little Bay, approximately 4,000 ft to the southwest of the Scammell Bridge (US Route 4). At the crossing, the 24-inch concrete pipe transitions to two 20-inch cast iron pipes from the Durham shore to the Fox Point shore in Newington. The two parallel transmission mains, installed in the 1950s, are approximately 3,200 feet in length across the bay. A dive inspection completed in 2016 observed that portions of the two cast iron pipes have become exposed to salt water and have experienced significant exterior corrosion, with corrosion pits greater than 50% of the pipe wall thickness in some instances. This critical water main reguires replacement for the City to maintain a safe, reliable supply of drinking water to the regional water system.



Proposed Project

The proposed project involves installing one 24-inch, high density polyethylene pipe (HDPE) on the floor of the bay in a previously disturbed corridor between the existing cast iron pipes crossing Little Bay, with connections to the

existing transmission main on the Durham and Newington shores. Several alternatives for water main replacement were evaluated including directionally drilling, establishing a new water main route along existing roads and bridges, and rehabilitating the existing pipes. Installation of a replacement pipe on the channel floor was selected as the most technically feasible and viable solution for providing a reliable drinking water supply from the Madbury drinking water treatment facility.

Construction Methods

The proposed installation method involves assembling the new pipeline on land and floating the pipeline into Little Bay. Since the HDPE pipe is neutrally buoyant, concrete collars are required to sink and anchor the pipeline along the channel bottom. The concrete anchors are designed to be installed while the pipeline is floating and full of air. Upon the evacuation of the air from the pipe, the pipe sinks to the bottom at the proposed location.



Similar Trestle Project

At the intertidal zone and within portions of the tidal buffer zone, the proposed pipeline will be buried to protect the pipe from freezing, anchor drag, navigational hazards, and tidal currents. Where excavation within the water is necessary, a temporary steel cofferdam will be installed. The cofferdam will be constructed by driving steel sheet piles into the channel floor. Excavation will occur within the cofferdam which will serve as a turbidity barrier to prevent the spread of sediment during excavation. A temporary trestle will be installed adjacent to the cofferdam to provide access to the work zone during construction. The cofferdam and trestle will extend approximately 400 ft from shore on either side. Upon installation of the replacement pipe, the cofferdam and trestle will be removed. Barges may be used in the middle of the channel to support the water main during installation and facilitate installation.

CITY OF PORTSMOUTH

Excavation will be necessary on land at both shores to connect the new main to the existing water main and replace the existing non-operational valves. After installation and connection of the new HPDE main, and replacement of the non-working isolation valves, the two existing cast iron mains can be taken out of service individually, as needed, and evaluated for potential to be rehabilitated or replaced to maintain a redundant pipeline crossing.

Throughout construction, the City will have a designated construction monitor to observe that the project is being constructed in accordance with the contract documents and in accordance with approved environmental permit conditions. The contractor will be required to perform frequent turbidity monitoring to confirm that the construction is not resulting in the release of the sediment.



Similar Cofferdam Project

Restoration

The areas on shore impacted by construction will be restored by reestablishing vegetation including native grass and shrubs. On the Durham side of the project, approximately 2,100 sq. ft. of salt marsh will be impacted by the trench excavation for the pipeline. A salt marsh restoration plan has been developed to salvage impacted salt marsh and preserve it during construction. Upon removal of construction equipment, the salvaged salt marsh will be replanted and monitored to confirm successful restoration. Salt marsh seedlings may be planted, as needed, to fully re-establish the salt marsh. Areas within the water impacted by trench excavation will be restored back to existing elevation and conditions by placing the excavated materials back in the trench to the existing subaqueous surface elevation.

Permitting

The proposed project requires the following permit approvals: NHDES Wetlands Permit, NHDES Shoreland Permit, Army Corps of Engineers Individual Permit. Permit applications are currently being reviewed by the permitting authorities and permit issuance is expected in Spring 2023.

Schedule

The following schedule is anticipated for the water main replacement project:

- Winter 2022/23 Final Design and Permitting
- June 2023 Bidding
- October-December 2023 Construction Mobilization, Set Up
- December 2023 February 2024- In Water Work
- Spring 2024 Site Restoration

Contact

Questions or comments about this project can be sent to:

City of Portsmouth

Brian Goetz

Director Water Resources/Deputy Director of Public Works bfgoetz@cityofportsmouth.com

Al Pratt, P.E.

Water Resources Manager anpratt@cityofportsmouth.com

Wright-Pierce

Darrin Lary

Project Manager darrin.lary@wright-pierce.com

Britt Eckstrom

Permitting Specialist britt.eckstrom@wright-pierce.com





PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH
680 Peverly Hill Road Portsmouth N.H. 03801
(603) 427-1530
cityofportsmouth.com



Think Blue!
Water | Wastewater | Stormwater

Memorandum

Date: February 1, 2023

To: Karen Conard, City Manager

From: Brian Goetz, Director of Water Resources/Deputy Director of Public Works

Re: Portsmouth Sewer/Water Rates compared to other municipalities

The New Hampshire Department of Environmental Services developed the NH Water and Wastewater Rates Dashboard together with the Environmental Finance Center (EFC) at the University of North Carolina, Chapel Hill. Surveys were conducted for water and wastewater utilities in the state of New Hampshire regarding what they charge in rates and in connection and system development fees. Utilities were surveyed in 2018 and 2020. The EFC also issued a summary report in conjunction with the dashboard.

The dashboard can be accessed at:

https://dashboards.efc.sog.unc.edu/nh

The report is available at:

https://efc.sog.unc.edu/wp-content/uploads/sites/1172/2021/05/NH 2021 report FINAL 0.pdf

The report utilized 6,000 gallons per month for an average residential customer. Per the City of Portsmouth's analysis of our water and sewer customers, our average customer uses 3,740 gallons per month, or 5 units (1 unit = 748 gallons). The dashboard has the option to compare water and sewer system rates variably with a sliding usage setting. Users can also download data directly to a spreadsheet. When downloaded at a usage of 4,000 gallons a month (just over 5 units), overall, Portsmouth's sewer rates are the seventh highest in the state. It should be noted that the dashboard also enables users to compare water rates to other systems in the state. When doing this, Portsmouth's water rates rank 91st in the state.

Other information within the EFC report states how municipalities adjust their rates and account for the full costs of system operations and infrastructure depreciation. The report states that 33% of New Hampshire utilities that provided financial data were not able to recover operating expenses including depreciation in their most recent fiscal year. Portsmouth does include depreciation in our rate structure analysis. The report also notes the frequency of rate adjustments that communities should utilize and notes that 22% of utilities have not updated their rates within the last five years. They recommend that utilities should regularly (at least annually) review their rate structures to ensure they continue to serve their priorities and maintain utility financial stability. Portsmouth reviews and adjusts rates annually.

The report does not differentiate the type of treatment that each system has, nor does it differentiate the watershed that they discharge to. Seacoast wastewater systems that discharge to the Great Bay and Piscataqua River have been faced with major system upgrades to improve their treatment in recent years, including Portsmouth's recent upgrade of the Peirce Island Wastewater Treatment Facility. Therefore, a more detailed analysis, using current rates, was performed by city staff to compare our rates to others in the region. The following table provides a summary:

	Monthly	Total	
	Sewer	Annual	
	Cost	Cost	
Dover	\$49.05	\$588.60	
Durham	\$48.45	\$581.40	
Exeter	\$74.77	\$897.28	
Hampton	N/A	N/A	
Newington	\$233.39	\$2,800.65	
Newmarket	\$63.25	\$759.00	
Portsmouth	\$78.90	\$946.80	
Rochester	\$40.85	\$490.20	
Rollinsford	\$74.19	\$890.23	
Seabrook	\$36.34	\$436.11	
Somersworth	\$33.25	\$399.00	
Kittery, ME	\$45.75	\$549.00	
South Berwick, ME	\$76.67	\$920.04	

Notes:

- Calculated based on a residential customer using 5 units/month (3,740 gallons)
- Hampton: sewer is funded through taxes
- Newington: most customers are industrial

For reference, the following table summarizes the rate analysis performed for the same municipalities including both water and sewer costs:

	Monthly Water Cost	Total Annual Water Cost	Monthly Sewer Cost	Total Annual Sewer Cost	Total Annual Water and Sewer Cost
Dover	\$32.05	\$384.60	\$49.05	\$588.60	\$973.20
Durham	\$42.15	\$505.80	\$48.45	\$581.40	\$1,087.20
Exeter	\$48.85	\$586.25	\$74.77	\$897.28	\$1,483.53
Hampton	\$37.40	\$448.80	N/A	N/A	N/A
Newington	\$27.65	\$331.80	\$233.39	\$2,800.65	\$3,132.45
Newmarket	\$33.75	\$405.00	\$63.25	\$759.00	\$1,164.00
Portsmouth	\$27.65	\$331.80	\$78.90	\$946.80	\$1,278.60
Rochester	\$32.05	\$384.60	\$40.85	\$490.20	\$874.80
Rollinsford	\$48.04	\$576.52	\$74.19	\$890.23	\$1,466.74
Seabrook	\$39.48	\$473.75	\$36.34	\$436.11	\$909.86
Somersworth	\$23.55	\$282.60	\$33.25	\$399.00	\$681.60
Kittery, ME	\$26.92	\$323.00	\$45.75	\$549.00	\$872.00
South Berwick, ME	\$34.50	\$414.00	\$76.67	\$920.04	\$1,334.04

Notes:

- Calculated based on a residential customer using 5 units/month (3,740 gallons)
- Hampton: water is Aquarion Water Company
- Hampton: sewer is funded through taxes
- Newington: most customers are industrial
- Newington: water customers are served by Portsmouth water



City of Portsmouth, New Hampshire Mayoral Blue-Ribbon Committee Meeting Minutes, December 14, 2022 at the Macleod Room, Portsmouth Public Library

Special Meeting on National Night Out Changes Agenda – 5:45 pm

Attendees: Committee members - Larry Cataldo - Chair, Lori Soloway, and Peter Somssich and Elaine Apatang. Also attending were: Sgt. Brian Houde, PPD, Kathy Bergeron, former CNC chair and Fred Butts, a Ward 3 resident.

The purpose of this meeting was to explore different central locations for 1st responders to gather for National Night Out planned for August 2023. Sgt. Houde opened the meeting by rolling out a city map and discussing three prime sites. He also marked other locations. Essentially, he suggested for us to consider three elementary school locations. The group discussion focused on other central locations. For example, besides the elementary schools, we discussed Portsmouth Middle School, Portsmouth High School, St. Catherine's on Woodbury Avenue and Fire Station 2 on Lafayette/Ocean roads. Sgt. Houde will gather the information and report back on the best locations.

Our major concerns are two-fold: Will the centralization of NNO be a success among the residents? Will the eliminations of 1st responder visits to neighborhood block parties be a detriment to keeping neighborhood associations together?

Kathy Bergeron suggested that we keep the new arrangement for two years and see if it is working well. Other suggestions included: entertainment at each NNO location, sharing some locations for neighborhood block parties and providing visits from police and fire units at block parties not on the date of the NNO event. The group felt that there were plenty of opportunities to make the NNO event and individual block parties successful without unhinging what has become a long-standing tradition in Portsmouth, that is, neighborhood children and adults get together once a year, enjoy food, conversation and welcome city employees and equipment.

When the list of locations and other derails become available, Larry Cataldo will conduct a survey among neighborhood representatives and block party volunteers.

Committee Meeting Agenda - 6:30 pm

<u>Committee Attendees</u>: Larry Cataldo, Lori Soloway, Peter Somssich, Elaine Apatang and William Gatchell. In addition, Fred Butts, a resident from the 3rd Ward, also attended. Kathleen Boduch was excused.

The meeting was called to order at 6:40 pm by Chair Larry Cataldo.

Change in Bylaws:

Since there were no comments from residents, Peter Somssich made a motion to discuss the proposed changes to the bylaws allowing the option of appointing co-chair positions if no member wished to assume the role of chairperson. If co-chairs were elected, they would divide the duties of the chair person. There would be no need for a vice chair position. After discussion on the necessity of the change, the **committee voted unanimously to adopt the motion**.

Newly reformed neighborhood association:

Elaine Apatang gave a report on how Maple Haven reformed its neighborhood association. She was instrumental in working with neighborhood activists to revive the association after a number of years of inactivity. The association wants to seek sidewalk and other improvements in Maple Haven. According to Elaine, the association is now up and running. Next, on the horizon is a group from Buckminster Road who also want to reform. Larry Cataldo reported that the Frank Jones Farm association seems to have renewed its organization with a number of volunteers willing to support several CIPs to improve pedestrian safety along Woodbury Avenue. In addition, Peter Somssich is planning to work with State Representative Joan Hamblet, Ward 3, to find volunteers to revive Pannaway Manor.

Spinnaker Point Gym Improvement

Peter Somssich reported on his attempt to improve the ventilation system for the mens locker room and indoor track. He and Larry Cataldo sponsored two CIPs to fix the situation. The City told him to take the matter up with the Recreation Department. The committee had several suggestions including using the Spinnaker Point association management to help us voice our concerns with the Recreation Department.

Portsmouth Lights Contest update

Elaine Apatang, Vice chair and Portsmouth Holiday Lights contest project manager reported that 42 residents registered for the contest. In addition, she arranged to have children from seven families to judge the Kid's choice displays. There are also ample volunteers among the committee to judge the other two categories. She said it was the Mayor's desire to announce the winners on WSCA's Seacoast Currents when the contest is over. So far, the project is moving along very well.

Upcoming Election

Larry Cataldo announced that he is stepping down as chair but will remain on the committee. The election will be held at the January 26th committee meeting. He cited his desire to have younger members move the committee's goals forward.

Next Meeting

The next committee meeting will be held on Thursday, January 26th at Conference Room A, City Hall beginning at 6:30 pm. Portsmouth 400 accepted an invitation to give the committee an update on how it can help with the many events in 2024.

The meeting adjourned at 7:30 pm.

Respectfully submitted,

/s/

Larry Cataldo, Chair