

TO: KAREN CONARD, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN AT THE PORTSMOUTH CITY COUNCIL MEETING HELD IN THE EILEEN DONDERO FOLEY COUNCIL CHAMBERS ON MONDAY, AUGUST 21, 2023

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

1. Acceptance of Minutes – July 17, 2023 and August 7, 2023 – **Voted** to accept and approve the minutes of the July 17, 2023 and August 7, 2023 City Council meetings.
2. Peirce Island Wastewater Facility Plant of the Year Award – John Adie, NHDES Wastewater Engineering Bureau, Operations Technical Specialist and Rene Pelletier, NHDES Water Division Director presented the City of Portsmouth with the Plant of the Year Award for the Peirce Island Wastewater Facility. Mr. Pelletier said that Portsmouth is a shining star and the model to follow in the State of New Hampshire.
3. Public Comment Session – Tom Kauffhold (Arts & Culture Commission); Lenore Bronson (Resident Advocates); Francis Cormier (Roll out the Pork Barrel); John Kudlich (Community Support for Maui); Roy Helsel (Pease Report); Tom Nies, Zelita Morgan (Ethics Ordinance); Petra Huda (McNabb Contract – City Charter); Esther Kennedy (For the People); Paige Trace (Portsmouth); Sue Polidura (Several); Irish Mike (What's Hate); Barbara Massar (via Zoom) (Arts and Culture Ordinance); Rick Becksted (McNabb Project); Peter Gilligan, East Kingston (Love Locks at Prescott Park); and Mark from the Park, Eliot, Maine (Played the Jason Aldean Song – Small Town).
4. First reading of Ordinance amending Chapter 1, Article IV, addition of new section – Section 1.413 – ARTS AND CULTURAL COMMISSION – **Voted** to pass first reading and schedule a public hearing and second reading at the September 5, 2023 City Council meeting.
5. First reading of Ordinance amending Chapter 1, Article IV, Section 1.402 – ECONOMIC DEVELOPMENT COMMISSION – Subsections A, B and C - **Voted** to pass first reading and schedule a public hearing and second reading at the September 5, 2023 City Council meeting.
6. First reading of Ordinance amending Chapter 1, Article VIII – CODE OF ETHICS – Preliminary, Section 1.801 – Definitions, and Section 1.802 – Conflicts of Interest - **Voted** to pass first reading and schedule a public hearing and second reading at the September 5, 2023 City Council meeting.
7. PUBLIC HEARING/ADOPTION of Resolution Appropriating One Million Nine Hundred Thousand (\$1,900,000.00) Dollars from American Rescue Plan Act (ARPA) Grant to pay costs associated with Community Resource Network, Transportation Facilitation, Mobile Library Resources, Community Health Needs Assessment Recommendation, Community Campus Capital Improvements, and IT Infrastructure (Items listed in Exhibit A) and for the Payment of Costs Incidental and Related Thereto – City Manager Conard summarized the recommendation for the use of ARPA funds for six projects: Community Resource Network, Transportation Facilitation, Mobile Library Resources, Community Health Needs Assessment Recommendations, Community Campus Capital Improvements and Community Campus IT Infrastructure. Recreation Director Henley reviewed the Capital Improvements for Community Campus. A public hearing was held.

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

8. Request to Establish Public Hearing for Supplemental Appropriation regarding Collective Bargaining – **Voted** to schedule a public hearing to appropriate \$890,000.00 from Unassigned Fund Balance to fund these agreements at the September 5th City Council meeting.
9. Memorandum of Agreement Regarding McNabb Project at 1 Congress Street – **Voted** to authorize the City Manager to execute and deliver a Memorandum of Agreement in substantially similar form to the document contained in the agenda packet.

Voted to request a report back from the Parking & Traffic Safety Committee with a recommendation regarding the elimination of parking spaces and the loading zone.
10. Public Art Trust Fund Update and Request for Referral – **Voted** that the City Council move to refer this to the Public Art Review Committee for consideration of the development of art for Peirce Island.
11. Presentation Regarding Capital Improvement Plan Kickoff FY25 – Peter Britz, Director of Planning and Sustainability – Planning and Sustainability Director Britz provided a detailed presentation regarding the 6-year Capital Improvement Plan kickoff for FY25. He reported the 6-year plan identifies projects for upcoming years. He reviewed the public input opportunities that are available and the CIP process timeline.
12. Letter from Valerie Rochon, Portsmouth NH 400th, Inc., requesting permission to hold a Community Picnic on Sunday, October 1, 2023 from 12:00 p.m. to 3:00 p.m. at Leary and Central Fields – **Voted** to refer to the City Manager with Authority to Act.
13. Email Correspondence – **Voted** to accept and place on file.
14. Appointments to be Voted – **Voted** to appoint the following individuals as outlined below:
 - Paul Messier to the Building Code Board of Appeals until July 1, 2028
 - Meganne Fabrega to the Library Board of Trustees until October 1, 2026
 - Jennifer Mandelbaum to the Library Board of Trustees filling the unexpired term of Jan Fonseka until October 1, 2025
 - William Bowen to the Planning Board as an Alternate filling the unexpired term of Ernest Carrier until December 31, 2024
 - Ivy Robichaud to the Sustainable Practices Blue Ribbon Committee
15. Acceptance of Resignation of Johanna Landis from the Historic District Commission – **Voted** to accept with regret the resignation of Johanna Landis and to send a letter of thanks for her service to the city.
16. Acceptance of Resignation of Harold Whitehouse from the Parking & Traffic Safety Committee – **Voted** to accept with regret the resignation of Harold Whitehouse and to send a letter of thanks for his service to the city.
17. Parking & Traffic Safety Committee Action Sheet and Minutes of the August 3, 2023 meeting – **Voted** to accept and approve the action sheet and minutes of the August 3, 2023 Parking & Traffic Safety Committee meeting.
18. Acceptance of Donation to the Fire Department from Lloyd Woodruff for the department's discretion - \$200.00 – **Voted** to approve and accept the donation for the Fire Department as presented.

19. Acceptance of Donation to the Recreation Department from BRGR Bar for Skatepark Fundraising - \$1,049.00 – **Voted** to approve and accept the donation for the Recreation Department as presented.
20. Pease Development Authority Update – City Manager Conard announced that Captain Geno Marconi was awarded the Lifetime Achievement Award by the International Association of Maritime and Port Executives and that he is one of only five people to receive this award. She reported that the PDA voted to create an overlay district at the parking lot in front of the Tradeport operated by C&J Bus Lines. City Manager Conard reported that the unaudited FY23 financials for Pease revenues was \$19.5 million, which is an increase of over a million from what was projected. She also reported an increase of 2½ million gallons being dispensed in fuel flowage fees than what was budgeted. She advised the Council that PDA agreed to commit to an energy consulting services contract with the same firm being used by the State of New Hampshire.
21. Update on Coakley Executive Committee – City Manager Conard reported that Chairman Eric Spear has resigned from the Coakley Executive Committee, and she has appointed Glenn Normandeau to fill the vacancy. She thanked former Mayor Spear for his work as chairman of the Committee.
22. Adjournment - At 10:05 p.m., **voted** to adjourn.

Submitted by:

Kelli L. Barnaby, MMC/CNHMC
City Clerk