

FEBRUARY 12, 2024

TO: THE HONORABLE MAYOR AND PORTSMOUTH CITY COUNCIL

**RE: IN THE MATTER OF THE REMOVAL OF JAMES HEWITT FROM THE
PLANNING BOARD**

CITY'S REQUEST FOR FINDINGS AND RULINGS/ PROPOSED MOTIONS

1. **(I move that)** The Council find that the allegations in the Charging document are supported by the evidence presented at the hearing, including the testimony of witnesses and documents submitted, the Memorandums of Law submitted by counsel, public comment, and the arguments of counsel. The Council finds that the City has established that Mr. Hewitt has committed Malfeasance in Office, pursuant to RSA 673:13, I.
2. **(I move that)** The Council remove Mr. Hewitt from the Portsmouth Planning Board pursuant to RSA 673:13, I.

Respectfully submitted,

THE CITY OF PORTSMOUTH

By and through its attorney,

THE CITY ATTORNEY

By: /s/ Susan G. Morrell

Susan G. Morrell, NH Bar #1802

City Attorney

February 12, 2024