

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON JUNE 16, 2003 COUNCIL CHAMBER, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR SIRRELL, ASSISTANT MAYOR HANSON, COUNCILORS GRASSO, LOWN, HYNES, PANTELAKOS, WHITEHOUSE, MARCONI AND ST. LAURENT

1. At 6:00 p.m., a non-meeting with Counsel was held regarding negotiations.
2. Proclamation – Fire Marshall Charles Jones Day – Mayor Sirrell declared June 30th as Fire Marshall Charles Jones Day. Charles Jones accepted the Proclamation with appreciation.
3. Mayor’s Award – Nate Holloway – Mayor Sirrell presented Nate Holloway with a Mayor’s Award for his sixteen years of volunteer service in the City.
4. Voted to suspend the rules in order to take up item X. A. 1 - Request from the Portsmouth School Board for Approval of Employment Agreement between the Portsmouth School Board and the Association of Portsmouth Teachers (APT). Voted to approve the proposed Employment Agreement between the Portsmouth School Board and the Association of Portsmouth Teachers for the period July 1, 2003 through June 30, 2006.
5. Presentation – Recycling Ordinance – Public Works Director Steve Parkinson and Solid Waste Coordinator Silke Psula reported on the status of the recycling ordinance.
6. Acceptance of Minutes – June 2, 2003 – Voted to accept and approve the City Council minutes of the June 2, 2003 meeting.
7. Public Comment Session – There were four speakers – Audrey Bierhans (Cemetery Committee), Walter Allen (recycling), Martin Cameron (mall 33 impact), and James Daly (referendum question).
8. Public Hearing - Ordinance amending Chapter 5, International Fire Code, Chapter 12, International Building Code and Chapter 15, International Plumbing Code – Chief Building Inspector Rick Hopley provided an overview of the codes. Held public hearing. Voted to pass second reading and hold third and final reading at the July 14, 2003 City Council meeting.

9. Public Hearing - Ordinance amendments to Chapter 7 – Vehicles, Traffic Parking (Omnibus Parking Ordinance April 20, 2002 – April 17, 2003):

- Chapter 7, Article VI, Section 7.601 – Truck Loading/Unloading Zones Established
- Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – Bridge Street: both sides from Hanover Street to Deer Street
- Chapter 7, Article III, Section 7.329 – Limited Parking – Four Hours – Bridge Street: southerly side from Islington Street to Hanover Street
- Chapter 7, Article IV, Section 7.402 – Areas Established, Designated, and Described – Bridge Street Off-Street Parking Area
- Chapter 7, Article III, Section 7.326 – Limited Parking – Fifteen Minutes – Deer Street: Two spaces in front of the building located at 28 Deer Street
- Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours – Deer Street: all except for two spaces in front of 28 Deer Street

Held public hearing. Voted to pass second reading of the actions to be incorporated into the Parking Ordinance, as presented, and hold third and final reading at the July 14, 2003 City Council meeting.

10. Ordinance amending Chapter 7 – Vehicles, Traffic Parking, Section 7.904 – Summons Administration Fee, Section 7.1004 – Towing or Immobilization of Motor Vehicles for Non-Payment of Parking Fines and Section 7.901 – Penalties – Held public hearing. Voted to pass second reading of amended ordinances, as submitted, and hold third and final reading at the July 14, 2003 City Council meeting.
11. Letter from Wendy Segit, Seacoast Mental Health Center Inc., requesting permission to hold the annual Bridges 4 Friendship 10K Road Race on Saturday, October 18, 2003 – Voted to refer to the City Manager with power.
12. Letter from Joseph Yergeau, Coast Pontiac Cadillac, requesting permission to relocate its entrance to a point opposite the westerly entrance to the Army Reserve Headquarters – Voted to refer to the Planning Board for a report back.
13. Letter from Erik Fessenden, Department of the Army, requesting permission to place an illuminated sign on city property outside of the state armory along Market Street – Voted to refer to the Planning Board for a report back.
14. Work Session for Holiday Parade – City Manager Bohenko announced that a work session would be held on August 18th at 6:15 p.m. before the scheduled City Council meeting to discuss the holiday parade.

15. Information Request of City Councilor Evelyn Marconi Re: Parliamentary Authority for the Mayor to Propose Action by the City Council – Councilor Marconi stated for the record that she does not agree with City Attorney Sullivan’s opinion in regards to Robert’s Rules and Orders.

16. Appointment – The City Council considered the appointment of Sandra Dika to the Historic District Commission as an alternate member and will be voted upon at the July 14th meeting.

17. Amendment to City Manager’s Employment Agreement – On a unanimous roll call 9-0, voted to authorize the Mayor to execute the following amendments to the City Manager’s Employment Agreement:

- Salary increase scheduled for July 1, 2003 be delayed for six months until January 1, 2004. Thereafter salary to be adjusted in accordance with the CPI November to November of previous calendar year. (Same language that is in the existing contract.)
- Vacation accumulation limited to 180 days with the option of redeeming up to 10 unused vacation days annually.
- That the term of the Employment Agreement be extended two years from June 30, 2006 to June 30, 2008.
- Further, that all other conditions of the City Manager’s Employment Agreement dated April 18, 2001 remain in full force and effect.

18. Proposed Ballot Question – On a roll call vote 7-2, failed to pass the following motion: move that the City Council place the stated question onto the November 4, 2003 Municipal Ballot as a Non-Binding Referendum Question: “Do you support the JFK/Parrott Avenue site as the location for a new library?” Assistant Mayor Hanson, Councilors Grasso, Lown, Hynes, Pantelakos, St. Laurent, and Mayor Sirrell voted opposed. Councilors Whitehouse and Marconi voted in favor.

19. At 8:35 p.m., voted to adjourn.

Respectfully submitted:
Kelli L. Barnaby, City Clerk