

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON JANUARY 26, 2004 COUNCIL CHAMBER, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR SIRRELL, ASSISTANT MAYOR HANSON, COUNCILORS GRASSO, FERRINI, MARCHAND, PANTELAKOS, HYNES, RAYNOLDS, AND WHITEHOUSE

1. At 6:30 p.m., a non-meeting with Counsel regarding negotiations was held.
2. Proclamation – American Heart Month “Wear Red for Women Day” – February 6, 2004 – Councilor Grasso read the Proclamation declaring February as American Heart month and February 6th as “Wear Red for Women Day”.
3. Proclamation – American Red Cross Month – Assistant Mayor Hanson read the Proclamation declaring February as American Red Cross month.
4. Presentation – Update on World War II Plaque – Elaine Hussey – Elaine advised the City Council the bronze memorial plaque for World War II will be on display at Goodwin Park and a dedication will be held in the spring. She also informed the City Council that the plaque will be permanently displayed at the new Library once it is built.
5. Acceptance of Minutes – December 15, 2003 & January 5, 2004 – Voted to accept and approve the minutes of the December 15, 2003 and January 5, 2004 City Council meetings.
6. Public Comment Session – There were three speakers: Harold Ecker (City Business); Clif Horrigan (Library); and Scott Hogan (Peirce Trust).
7. Public Hearing – Public Input regarding the renaming of Pearl Street to Martin Luther King, Jr. Way – Held a public hearing.
8. Public Hearing – Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking Vaughan Street, northerly side from northwest corner of the building at 299 Vaughan Street easterly 20 feet – Held a public hearing. Voted to pass second reading of amended ordinance, as submitted, and schedule a third and final reading at the February 9, 2004 City Council meeting.
9. Public Hearing – Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking subsection A regarding Porter Street – Held a public hearing. Voted to pass second reading of amended ordinance, as submitted, and schedule a third and final reading at the February 9, 2004 City Council meeting.
10. Acceptance of Donation to City Cultural Commission - \$5,000 – Voted to accept the \$5,000 donation for the City Cultural Commission.
11. Acceptance of Police Department Donations for the Honor Guard – Gallagher’s Awards and Trophies - \$35,00, Irving Oil Corporation - \$100.00, Kiwanis Club of the Seacoast - \$50.00, JCM Management Company, Inc. - \$125.00 – Voted to approve and accept the donations to the Portsmouth Police Department as listed.
12. First reading of Proposed Resolution to Increase Veterans’ Tax Credit – Voted to pass first reading of the resolution and schedule a public hearing and adoption on this matter for the February 9, 2004 City Council meeting. Mayor Sirrell, Councilors Grasso, Hynes and Whitehouse abstained from voting.

13. First reading of Proposed Resolution to Increase Disabled Veterans' Tax Credit – Voted to pass first reading of the resolution and schedule a public hearing and adoption on this matter for the February 9, 2004 City Council meeting.
14. First reading of Proposed Resolution to Increase Surviving Spouse (Veteran's) Tax Credit – Voted to pass first reading of the resolution and schedule a public hearing and adoption on this matter for the February 9, 2004 City Council meeting.
15. Letter from David Reese, Cystic Fibrosis Foundation, requesting permission to hold the Seacoast Safari for CF Bicycle Tour on Saturday, August 7, 2004 – August 8, 2004 – Voted to refer to the City Manager with power.
16. Letter from Donald Allison, Eastern States 20 Miles, requesting permission to hold the Eastern State 20 Mile Road Race on Sunday, March 28, 2004 – Voted to refer to the City Manager with power.
17. Letter from Stacey Rogers, The Seacoast Repertory Theatre, requesting permission to hold the annual Bow Street Fair on Saturday, July 17, 2004 and Sunday, July 18, 2004 – Voted to table for a report back from the City Manager with a recommendation.
18. Letter from Diane Burch, Chamber of Commerce, requesting permission to hold the 9th annual Portsmouth Harbour Trail 5K Road Race on Saturday, July 20, 2004 – Voted to refer to the City Manager with power.
19. Petition from residents of Patriots Park regarding the traffic on Lafayette Road – Voted to accept and place the petition on file.
20. Request from Carolyn O'Connor, Corks & Curds LLC, to place 1 A-frame sign on Commercial Alley – Voted to refer to the City Manager with power.
21. Letter from James Stankiewicz, Muscular Dystrophy, requesting permission to hold the annual Trans NH Bike Ride on Sunday, June 27, 2004 – Voted to refer to the City Manager with power.
22. Letter from Margaret Britton opposed to the renaming of Pearl Street – Voted to accept and place the letter on file.
23. Letter from Attorney Scott Hogan regarding Peirce Trust – Move to accept and place the letter on file. On a roll call vote 8-1, motion to read the letter into the record *failed* to pass. Councilor Whitehouse voted in favor. Assistant Mayor Hanson, Councilors Grasso, Ferrini, Marchand, Pantelakos, Hynes, Reynolds and Mayor Sirrell voted opposed. Main motion passed.
24. Request for Approval of the Five-Year Agreement with the Supervisory Management Alliance (SMA) – Voted to approve the five-year agreement commencing July 1, 2003 through June 30, 2008 with the Supervisory Management Alliance.
25. Request for First Reading Re: Proposed Amendment to the City's 1995 Zoning Ordinance, Articles I and IX (Illumination and Motion of Signs) – Voted to authorize the City Manager to bring forward at the February 9, 2004 City Council meeting a first reading on this ordinance amendment as recommended.

26. Request to Renew Lease of 251 Bartlett Street by the Creek Athletic Club – Voted to authorize the City Manager to extend the Lease with the Creek Athletic Club for the property at 251 Bartlett Street for a period of April 1, 2004 through March 31, 2005.
27. Report Back from Planning Board Re: Request from Steven McHenry, Architect, to Use a Portion of the Ceres Street Right of Way for Property Located at 51 Ceres Street – Voted to authorize the City Manager to work with the Legal Department to draft a license to allow Ms. Wendy Klodt of 51 Ceres Street to build a custom metal stair that will terminate on City property and bring back the license for final approval.
28. Proposed Peirce Estate Recreational and Environmental Charitable Trust – On a roll call 8-1, voted to authorize the City Manager to proceed in conjunction with the Charitable Trust Unit of the Office of the Attorney General to develop a recreational and environmental trust to serve as a repository for any funds which the City might be obligated to pay on account of the use of property restricted by the deed from Joseph W. Peirce, et als for purposes inconsistent with that restriction. Mayor Sirrell, Councilors Grasso, Ferrini, Marchand, Pantelakos, Hynes, Reynolds and Assistant Mayor Hanson voted in favor. Councilor Whitehouse voted opposed.
29. Donations to the Coalition Legal Fund – Voted to accept contributions from the Town of Newington for \$2,500, the Town of Jackson for \$1,000, the Town of Waterville Valley for \$2,000, and the Town of North Hampton for \$1,000 to be placed in the Coalition Legal Fund.
30. Establish Work Session regarding Assessments – The City Council agreed to hold a work session on Monday, February 2, 2004 at 6:30 p.m. in the City Council Chambers regarding Assessments.
31. Resignation from Library Board of Trustees – Voted to accept with regret the resignation of Lee Lorusso from the Library Board of Trustees.
32. Resignation from Save the Old State House Committee – Voted to accept with regret the resignation of David Adams from Save the Old State House Committee.
33. Appointments – The City Council considered the following appointments to be voted on by the City Council at the February 9, 2004 City Council meeting: Valerie Cunningham, Nackey Scagliotti, Robert Scagliotti, Margaret Sofio, Richard Adams and David Ewing to the Mayor's Blue Ribbon Committee on Cemeteries; reappointment of John Sullivan to the Planning Board; reappointment of Ronald Cypher, Frederick Gray, Jr., Herbert Bunnell, and Ralph DiBernardo to the Traffic & Safety Committee; Barbara McMillon as an alternate to the Conservation Commission; and William Gladhill to the Economic Development Commission.
34. Request for City Manager to Report Back Re: Parking Impact Fee Ordinance with recommendations at the February 9, 2004 City Council meeting – Voted to request the City Manager to report back at the March 1, 2004 City Council meeting regarding the Parking Impact Fee Ordinance with recommendations.
35. Update on Joint Building Committee – Councilor Grasso provided an updated on the Joint Building Committee.
36. Adjournment – At 10:20 p.m., voted to adjourn.

Respectfully submitted by:
Kelli L. Barnaby, City Clerk