

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON AUGUST 21, 2006 COUNCIL CHAMBER, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR MARCHAND, ASSISTANT MAYOR FERRINI, COUNCILORS GRASSO, DWYER, RAYNOLDS, PANTELAKOS, WHITEHOUSE, SMITH AND HYNES

1. Presentation – Portsmouth Criterium – Catherine Keenan provided a status update on the upcoming Portsmouth Criterium Race being held on Sunday, September 17, 2006 from 12:00 p.m. – 5:00 p.m.
2. Acceptance of Minutes – July 26, 2006 – Voted to approve and accept the City Council minutes of the July 26, 2006 meeting.
3. Public Comment Session – There were 27 speakers: Eric Spear (Joint School Advisory Committee); Thanasis Tounas, Glenn, Normandeau, Tom Hindle, Frank Roth, Kathleen Logan, Esther Kennedy, Kent Logan, Martin Hanssmann, Dennett Page, Danny Gerstein, Monica Kieser, Jennifer McCarthy, Christopher Bonaer, Nancy Anderson, John Anderson, Carol Eaton, Wendy Kessler, Stuart Wisong, and Bob Pollard (Dogs/Peirce Island); Jane James, Mimi White, Elizabeth Shepard Rabadam, Peter Bresciano, and Ellen Fineberg (Public Art); Tom Holbrook (Book Brigade); and Tom DeVries (Seacoast Local).
4. Acceptance of Donation to the New Library Building Fund from Cynthia W. Harriman or Lewis G. Harriman III in the amount of \$1,000.00 – Voted to approve and accept the donation to the New Library Building Fund as listed.
5. Acceptance of Donation from Sharon S. and Dennis D. Donnermeyer in the amount of \$10,000.00 to fund the Circulation Desk – Voted to approve and accept the donation to the New Library Building Fund as listed.
6. Acceptance of Wildlife Habitat Incentives Program (WHIP) Grant – Voted to authorize the City Manager as follows:
 - A. To act on behalf of the City of Portsmouth and to enter into a USDA Natural Resources Conservation Services (USDA NRCS) cost sharing agreement under the WHIP program for the purpose stated in the City Manager’s comments dated August 17, 2006; and
 - B. To negotiate and execute as necessary any further agreements, contracts, documents, payment requests or authorizations, or any further modifications to any of the above documentation; and
 - C. To take any and all further actions necessary to implement the intent of this authorization
7. First reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Livermore Street: the easterly side from Pleasant Street to the dead end – Voted to pass first reading of the amended ordinance, as submitted, and hold a public hearing and second reading at the September 18, 2006 City Council meeting.

8. Second reading of Ordinance amending Chapter 1, by the creation of Article XVII – Funding of Public Art (Recessed from the August 7, 2006 City Council meeting) – Voted to insert the following new provision as section 1.1704: Exemption – By a two-thirds (2/3) vote, the City Council may exempt a municipal building, such as a water or sewer plant, from the Public Art Commitment described in Section 1.1702 if the purpose of this ordinance would not be fulfilled due to the building's inaccessibility to the public, location, use or other factors. On a roll call 6-3, voted to pass second reading of the amended ordinance, and hold third and final reading at the September 18, 2006 City Council meeting. Assistant Mayor Ferrini, Councilors Dwyer, Raynolds, Smith, Hynes and Mayor Marchand voted in favor. Councilors Grasso, Pantelakos, and Whitehouse voted opposed.
9. Consent Agenda – Voted to adopt the Consent Agenda as presented.
 - A. Acceptance of Donations to the New Library Building Fund
 - RB Cole - \$25.00
 - Katherine Towler & James Sparrell - \$50.00
 - Ellen S. Cohn - \$100.00
 - Ann H. Graf - \$200.00

(Anticipated action – move to approve and accept the donations to the New Library Building Fund as listed)
 - B. Acceptance of Donations to the Cemetery Committee
 - John W. & Sharon C. Churchill - \$50.00
 - Anonymous - \$90.61

(Anticipated action – move to approve and accept the grants and donation to the Cemetery Committee as listed)
 - C. Request from Joe Hickey, Blue Athletic, Inc. to place one A-frame sign in front of their establishment located at 67 Bow Street ***(Anticipated action – move to refer to the City Manager with power)***
 - D. Letter from Rick Condon, Portsmouth Professional Fire Fighters Local 1313, requesting permission to hold a second Muscular Dystrophy Boot Drive on August 26, 2006 with a rain date of August 27, 2006 in Market Square ***(Anticipated action – move to refer to the City Manager with power)***
10. Letter from Patricia Lynch, The Music Hall, requesting the City Council consider creating a pedestrian walkway on Chestnut Street from Congress Street to Porter Street –Voted to refer this request to the Traffic & Safety Committee for report back to the City Council.
11. Letter from Lenore Weiss Bronson, Frank Jones Farm Neighborhood Association, regarding adverse effects of illegal truck traffic on Woodbury Avenue – Voted to place this matter on file and for the Traffic & Safety Committee to report back.
12. Letter from Tom Holbrook, RiverRun Bookstore, requesting permission to hold the RiverRun Bookstore Book Brigade on Thursday, September 7, 2006 from 5:00 p.m. to 8:00 p.m. – Voted to refer to the City Manager with power.

13. Letter from Seacoast Local requesting permission to close Pleasant Street from State Street to Market Square on Saturday, September 30, 2006 from 2:00 p.m. to 6:00 p.m. for a Seacoast Local Festival – Voted to refer to the City Manager with power.
14. Letter from Dan Young, Seacoast Mental Health Center, Inc., requesting that the City install signs that would close the conservation land at dusk near their facility – Voted to refer to the City Manager with power.
15. Request to Reschedule Public Hearing/Second Reading Amending Chapter 7, Article III, Section 7.330 – No Parking – Jenkins Avenue – Voted to reschedule the public hearing and second reading until the September 18, 2006 City Council meeting.
16. Request for First Reading of Ordinance amending Chapter 10, Article II, Section 10-208 (35) – Uses in Business Districts – Voted to authorize the City Manager to bring back for first reading at the September 18, 2006 City Council meeting a proposed ordinance amendment to Chapter 10, Article II, Section 10-208 (35) Uses in Business Districts.
17. Request for First Reading of Traffic Ordinance Updates:
 - First Reading of Ordinance Amending Chapter 7, Article III, Section 7.327 – Limited Parking – Two Hours Islington Street
 - First Reading of Ordinance Amending Chapter 7, Article III, Section 7.325 – Limited Parking – Thirty Minutes – Islington Street
 - First Reading of Ordinance Amending Chapter 7, Article III, Section 7.330 – No Parking – Brewster Street, Hanover Street, Islington Street and Rock Street
 - First Reading of Ordinance Amending Chapter 7, Article III, Section 7.324 – Limited Parking – One Hour – Islington Street

Voted to authorize the City Manager to bring back for first reading at the September 18, 2006 City Council meeting the aforementioned proposed ordinance amendments.
18. License Agreement Re: Parking Kearsarge Mills Condominiums – Voted to authorize the City Manager to negotiate and execute a Revocable License to Kearsarge Mill Condominiums in accordance with the terms and conditions outlined in the City Manager's comments dated August 17, 2006.
19. Proposed Extended Hours at Recycling Center (Not on agenda) – City Manager Bohenko announced that the Recycling Center will extend its hours on Tuesday's seasonably from April 1st through November 15th. The hours on Tuesday's will be extended from 3:30 p.m. to 6:30 p.m.
20. Traffic & Safety Committee Action Sheet and Minutes of the August 10, 2006 meeting – Voted to approve and accept the action sheet and minutes of the August 10, 2006 Traffic & Safety Committee meeting.

21. Parking Committee Action Sheet and Minutes of the August 10, 2006 meeting – Voted to approve and accept the action sheet and minutes of the August 10, 2006 Parking Committee meeting.

22. Adjournment – At 9:30 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC
City Clerk