

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON AUGUST 6, 2007, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

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

1. At 6:00 p.m., a Work Session was held with the Portsmouth Historical Society regarding Re-use of the Old Library.
2. Acceptance of Minutes – July 16, 2007 – Voted to approve and accept the minutes of the July 16, 2007 City Council meeting.
3. Public Comment Session – There were ten speakers: Donald Coker (Cruise Ship Committee); William McQuillen, Vassilios Pamboukes, Nancy Emerson (City Charter); Mark Allinson (Rezoning Lafayette Road); George Hurtt, Heather Hurtt, Carol Arrington, David Arrington and Attorney Bernie Pelech (Parking on New Castle Avenue).
4. Voted to suspend the rules in order to take up Item XII. C.1. – Old State House.
5. Old State House – Voted to remove the item from the table. Moved to endorse the efforts of the Save the Old State House Committee to find a location in Portsmouth for the reconstruction and renovation of the Old State House. Voted to amend the motion that the letter to Mr. McConaha at the NH Division of Historical Resources read as follows:

As the New Hampshire Division of Historical Resources considers its next steps for the Old State House, the Portsmouth City Council requests that Portsmouth be its location.

Main motion passed as amended.

6. Public Hearing – Resolution Authorizing a Bond Issue of up to Three Million Six Hundred Fifty Thousand Dollars (\$3,650,000.00) for the Construction of a New Fire Station to Replace Fire Station 2 – Held a public hearing. On a unanimous roll call 9-0, voted to adopt a bonding resolution in the amount of three million six hundred fifty thousand dollars (\$3,650,000.00) for the construction of a new fire station to replace Fire Station 2.
7. Voted to suspend the rules in order to take up Item XI. C. - Letter from Attorney Bernard Pelech regarding Heather and George Hurtt and Carol and David Arrington Properties at 59 and 69 Newcastle Avenue to construct a brick parking area adjacent to the front of their respective properties which would be located in part upon the City right of way of Newcastle Avenue.

8. Letter from Attorney Bernard Pelech regarding Heather and George Hurtt and Carol and David Arrington Properties at 59 and 69 Newcastle Avenue to construct a brick parking area adjacent to the front of their respective properties which would be located in part upon the City right of way of Newcastle Avenue – Voted to refer to the Traffic & Safety Committee for report back.
9. Acceptance of New Hampshire State Council on the Arts Grant - \$3,000.00 – Voted to accept the NHSCA grant award and authorize the City Manager to oversee its administration.
10. Acceptance of Donation from Andy Sherburne, Classic Curbing, Inc. of a Granite Sign for the Public Library – Voted to approve and accept the donation of a granite sign to the new Library, as listed.
11. First reading of Ordinance amending Chapter 9 - MISCELLANEOUS PUBLIC WELFARE by the addition of a new Article VIII entitled Boarding Houses – Voted to pass first reading and schedule a public hearing and second reading at the August 20, 2007 City Council meeting.
12. First reading of Ordinance amending Chapter 7, Article III, Section 7.335 – Use of Parking Lot Item D deleted in its entirety and amending Chapter 7, Article IX, Section 7.9 – Penalties, Forfeitures and Separability amending Section 7.901 by the addition of a new Item H – 72 Hour Parking Restrictions – Voted to pass first reading of the amended ordinance as recommended by the Parking Committee and schedule a public hearing and second reading at the August 20, 2007 City Council meeting.
13. Consent Agenda - Voted to adopt the Consent Agenda as presented.
 - A. Acceptance of Donation to the Portsmouth Police Department for the PAL Boys Summer Basketball League
 - The Portsmouth Police Relief Association - \$300.00

(Anticipated action – move to approve and accept the donation to the Portsmouth Police Department PAL Boys Summer Basketball League, as listed)
 - B. Letter from Gail Bradbard, Cabot House, requesting permission to close the street adjacent to the Cabot House parking lot on Saturday, September 1, 2007 for the annual Tent Sale ***(Anticipated action – move to refer to the City Manager with power)***
 - C. Letter from Carol Welsh and Ellen Stockmayer requesting permission to hold the second annual Pan Mass Challenge Kids Ride for the NH Seacoast area on Sunday, September 23, 2007 ***(Anticipated action – move to refer to the City Manager with power)***

14. Letter from John Dussi, Northern Tier Real Estate Acquisition & Development, LLC, requesting the City revoke the License Agreement for the greenhouse/solarium structure at 172 Hanover Street (The Sports Page) for proposed renovations to the building – Voted to refer to the City Manager for report back.
15. Letter from Mike Novak requesting permission to use the stage located at Vaughn Mall for a live acoustic performance and benefit for the NH Surfrider Foundation on Saturday, August 25, 2007 at 6:00 p.m. (Rain date of August 26th) – Voted to refer to the City Manager with power.
16. Acceptance of Easement Deed Re. St. John's Masonic Association – Voted to authorize the City Manager to accept an easement deed from St. John's Masonic Association with respect to municipal sidewalk and intersection improvements.
17. Request to Establish Public Use and Necessity Hearing Re: Bartlett/Islington Streets Sewer Separation Project – Voted to authorize the City Manager to bring forward a public use and necessity hearing with respect to property interests that the City must acquire for the Bartlett-Islington Streets Sewer Separation Project, at the September 17, 2007 City Council meeting.
18. Report Back from Planning Board Re: Non-Residential Planned Unit Development Ordinance – On a roll call 7-2, voted to schedule a first reading for the August 20, 2007 City Council meeting with changes as recommended by the Planning Board. Assistant Mayor Ferrini, Councilors Dwyer, Raynolds, Whitehouse, Smith, Hynes and Mayor Marchand voted in favor. Councilors Grasso and Pantelakos voted opposed.
19. Proposed Charter Amendment Re: Police Commission – Moved to establish a work session with representatives from the Police and Fire Commissions on Monday, August 13, 2007 at 6:30 p.m. Voted to amend the motion that public comment would take place at the August 20, 2007 City Council meeting. Assistant Mayor Ferrini, Councilors Whitehouse and Smith voted opposed. Main motion passed as amended.
20. At 10:50 p.m., voted to suspend the rules in order to continue the meeting beyond 10:00 p.m. Councilor Grasso voted opposed.
21. Resignation – Jameson French – Trustee of the Trust Fund – Voted to accept with regret the resignation of Jameson French from the Trustee of the Trust Fund effective September 1, 2007.

Councilor Smith requested that a thank you letter be sent to Mr. French for his years of service on the board.

22. Resignation – Raymond Will – Planning Board – Voted to accept with regret the resignation of Ray Will from the Planning Board effective immediately.

Councilor Smith requested that a thank you letter be sent to Mr. Will for his years of service on the board.

23. Appointments to be Considered - The City Council considered the appointment of Phyllis Eldridge to the Trustee of the Trust Fund and Derek Durbin as an alternate to the Zoning Board of Adjustment. These appointments will be voted on by the City Council at the August 20, 2007 meeting.

24. Appointments to be Voted - Voted to appoint Brad Lown to the Trustees of the Trust Fund until January 1, 2010. Mr. Lown is filling the expired term of Eileen Foley.

Voted to appoint Joseph Almeida as an alternate to the Historic District Commission until June 1, 2010. Mr. Almeida is filling the expired term of Jonathan Wyckoff who was appointed as a regular member.

Voted to appoint Suzy Greene to the Blue Ribbon Dog Committee. Councilor Grasso abstained from voting.

25. Report Back Re: Recognition of Board Services - Mayor Marchand announced that a Recognition of Board Service event will take place annually in the fall to honor those individuals that are serving on our boards and commissions and those that have resigned over the last year.

26. Report Back Re: Cruise Ship Committee - Mayor Marchand announced that he would be establishing a Mayor's Blue Ribbon Cruise Ship Committee and members will be named at the August 20, 2007 City Council meeting.

27. Traffic & Safety Committee Action Sheet and Minutes of the July 12, 2007 meeting – Voted to approve and accept the action sheet and minutes of the July 12, 2007 Traffic & Safety Committee meeting.

28. Parking Committee Action Sheet and Minutes of the July 12, 2007 meeting – Voted to approve and accept the action sheet and minutes of the July 12, 2007 Parking Committee meeting.

Councilor Dwyer indicated that the Planning Board changed the loading zone times for the Parade Mall during the approval process and requested that the Parking Committee minutes be footnoted to reference the change.

29. Adjournment – At 11:30 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC
City Clerk