

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON JANUARY 14, 2008, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR FERRINI, ASSISTANT MAYOR BLALOCK, COUNCILORS NOVELLINE CLAYBURGH, DWYER, SMITH, KENNEDY, SPEAR, RAYNOLDS AND PANTELAKOS

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1. At 6:00 p.m., a Work Session was held with the Legislative Delegation.
  2. Voted to suspend the rules in order to take up Item VI. Public Comment Session.
  3. Public Comment Session – There was one speaker: James Horrigan (Proposed Changes of Street Names).
  4. Presentation – Collective Bargaining Agreements – Thomas Flygare, City Negotiator – Negotiator Flygare provided an overview of the Collective Bargaining process.
  5. Acceptance of Grant to the New Library Building Fund from NH Charitable Foundation -The Thoresen and Werner Families Fund - \$5,000.00 (Fulfill pledge) – Voted to approve and accept the grant to the New Library Building Fund as listed.
  6. 2008 Coastal Grant Application Request – Voted to authorize the City Manager to apply for, accept and expend a \$30,000.00 grant from the NH Department of Environmental Services' Coastal Program for the purpose of conducting a Natural Resource Inventory.
  7. Safe Routes to School Grant Acceptance – Voted to authorize the City Manager and Superintendent of Schools to accept, expend and execute all necessary contracts for a \$93,000.00 grant from the NH Department of Transportation's Safe Routes to School Program for the purpose of funding a number of targeted infrastructure projects as well as several outreach and planning initiatives designed to improve safety and encourage our children to bike and walk to school.
  8. Consent Agenda – Voted to adopt the Consent Agenda, as presented.
    - A. Letter from Harold Whitehouse regarding New City Council (**Anticipated action – move to accept and place the letter on file**)
    - B. Acceptance of Donations to the Coalition Legal Fund
      - Town of Center Harbor - \$500.00
      - Town of Carroll - \$1,000.00
      - Town of Hebron - \$1,000.00
- (Anticipated action – move to approve and accept the donations as listed, to be placed in the Coalition Legal Fund)**

- C. Letter from Jeanine Sylvester, Runner's Alley, requesting permission to hold the 11<sup>th</sup> Annual Runner's Alley/Redhook Brewery Memorial 5k Race on Sunday, May 25, 2008 at 11:00 a.m. (**Anticipated action – move to refer to the City Manager with power**)
9. Letter from Paul Harvey, L.P.C.C., donating \$288.97 for improvements to the Lafayette Park – Voted to approve and accept the donation.
10. Proposed Relocation of Fire Station 2 – Voted to bring forward a first reading for bonding for an additional \$1.3 Million for the purchase of this land for the relocation of Fire Station 2 at the February 11, 2008 City Council meeting.
11. Settlement of Conservation Law Foundation Appeal of the City of Portsmouth's National Pollutant Discharge Elimination System – Voted to approve the settlement concept as reflected in the City Manager's comments dated January 11, 2008.

*The settlement terms relative to the City are summarized as follows:*

- *The City's wastewater master planning process will continue to weigh as an important criterion in the site selection process the ability of the site to accommodate the types of treatment necessary to address nitrogen removal. At a minimum the site will be able to accommodate BNR which is biological nutrient removal using a single tank nitrification-denitrification process without supplemental carbon or filtration. Ideally the site will be sufficiently large so that additional nitrogen removal beyond that capable of achievement by BNR can be added.*
  - *The City will continue to use its best efforts to inform and educate the public, stakeholders, and decision-makers regarding nitrogen control, including BNR and/or other technologies that are capable of reducing nitrogen.*
  - *The City will conduct a study of interim measures that could be implemented during the term of the Peirce Island wastewater treatment facility's current NPDES permit to reduce the City's total nitrogen and total suspended solids to the Great Bay Estuary. The study, with the help of regulators and scientists, will evaluate (i) storm water pollution mitigation options such as enhanced education and outreach and land use regulations (ii) reduction of wastewater treatment plant sources such as an increase in fats, oils and grease control; (iii) best management practices; and (iv) potential operational improvements at the wastewater treatment facilities. The purpose of the study is to try to identify cost-effective measures to achieve a measurable water quality benefit during the period of time that it will take the City to study, select, design and construct a new treatment facility. The results of this study, which will include cost estimates of proposed options, will be brought to the City Council to determine what if any action the City wishes to take.*
12. Request for Conditional Street Acceptance Re: Albacore Way – Voted to approve the Conditional Street Acceptance regarding Albacore Way as submitted.

13. Designation of One-Way Streets in the Atlantic Heights Neighborhood – Voted to authorize the City Manager to bring back an ordinance with regard to this matter for first reading at the February 11, 2008 City Council meeting.
14. Elderly and Disabled Exemptions – Voted to authorize the City Manager to bring back for first reading at the February 11, 2008 City Council meeting the resolutions as presented.
15. Pole License #63-325 – Voted to approve the request from PSNH for Pole License Agreement #63,325 as recommended by the Public Works Department.
16. Mayor Ferrini's Report – Mayor Ferrini encouraged residents to apply to serve on Boards and Commissions.
17. Traffic & Safety Committee Action Sheet and Minutes of the December 13, 2007 meeting – Voted to approve and accept the action sheet and minutes of the December 13, 2007 Traffic & Safety Committee meeting.
18. Parking Committee Action Sheet and Minutes of the December 13, 2007 meeting – Voted to approve and accept the action sheet and minutes of the December 13, 2007 Parking Committee meeting.
19. Miscellaneous/Unfinished Business

Proposed Changes of Street Names (Not on agenda) – City Manager Bohenko informed the City Council that a presentation will be made regarding this matter in the near future.

Affordable Housing Comprehensive Framework (Not on agenda) – Councilor Dwyer provided the City Council with a memorandum dated January 14, 2008 relative to this matter for review and consideration. Mayor Ferrini advised the City Council that he will look at having the City Council consider this matter at a future meeting.

Dealerships loaning the Police Department SUV's for use during snowstorms (Not on agenda) – Councilor Smith requested that a letter be sent to the dealerships that loan the Police Department SUV's to be used during snowstorms.

20. Adjournment – At 8:45 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC/CNHMC  
City Clerk