

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: DIANNE M. KIRBY, DEPUTY CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON DECEMBER 15, 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, HEJTMANEK AND PANTELAKOS

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1. At 6:00 p.m., a Work Session with the Legislative Delegation was held.
2. Mayor's Award – Patricia Remick, Recognition for Annual Report Award – Mayor's Award was presented by Mayor Ferrini to Patricia Remick in recognition for the Annual Report Award.
3. Mayor's Award – Rudi's Restaurant – Recognition for Thanksgiving Dinner – Mayor's Awards were presented by Mayor Ferrini to, Keith Prince, Owner; Brook Gassner, Co-Owner; Chris Frazee, Manager; and Sean Van Celette, Head Chef of Rudi's Restaurant in recognition for opening their doors to feed the needy a Thanksgiving feast.
4. Proclamation – Human Rights Day – Councilor Dwyer read the Proclamation declaring December 10, 2008 as Human Rights Day.
5. Presentation – Quarterly Wastewater Master Plan Update Re: Interim Measures Evaluation – David Allen, Deputy Director of Public Works, provided a quarterly report on the Interim Measures Evaluation of the Wastewater Master Plan Update.
6. Public Comment Session – There was one speaker: Tom Irwin (Wastewater Plan Update – Interim Measures Evaluation).
7. Public Hearing – Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Middle Road – Northerly side from Sylvester Street to Swett Avenue – Held a public hearing. Voted to pass second reading and hold a third and final reading of the proposed ordinance, as submitted, at the January 12, 2009 City Council meeting.
8. Public Hearing – Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking – Mechanic Street:
  - Southerly side, from Marcy Street to the Peirce Island Bridge
  - Northerly side, from Marcy Street to the Peirce Island Bridge between the hours of 11:00 p.m. and 6:00 a.m.
  - Westerly side, from Peirce Island Road to a point 86 feet north of Gates Street

Held a public hearing. Voted to postpone action on the “Northerly side, from Marcy Street to the Peirce Island Bridge between the hours of 11:00 p.m. and 6:00 a.m.” until a report back is received from the Traffic & Safety Committee. Voted to pass second reading and

hold a third and final reading of the proposed ordinance, as amended, at the January 12, 2009 City Council meeting.

9. Acceptance of Police Department Grants & Donations

- Bullet Proof Vest Grant Award in the amount of \$4,557.00 from the Department of Justice
- Donation in the amount of \$50.00 from the North Church Women in support of the PAL basketball program

Voted to approve and accept the grant and donation to the Police Department as listed.

10. First reading of Amendments to Chapter 7 – Vehicles, Traffic Parking Omnibus Ordinances – Voted to pass first reading and schedule a public hearing and second reading of the proposed ordinance amendment, as presented, at the January 12, 2008 City Council meeting.

11. First reading of Amendment to Chapter 7, Article VI, Section 7.604 – Truck Loading/Unloading Zones – Commercial Loading Zone Permits – Voted to pass first reading and schedule a public hearing and second reading of the proposed ordinance amendment, as presented, at the January 12, 2008 City Council meeting.

12. Consent Agenda – Voted to adopt the Consent Agenda.

A. Acceptance of Wellness Grant in the amount of \$3,950.00 from HealthTrust's Health Promotion WELLDollars Healthy and Safety Grant Program to be used towards the City's wellness efforts **(Anticipated action – move to accept the Wellness Grant in the amount of \$3,950.00 from the Trust's Health Promotion WELLDollars Grant Program)**

B. Acceptance of Art-Speak's Overnight Art Event

- \$500.00 – 100 Market Street, LLC
- \$100.00 – Terrence Hunter Allen
- \$25.00 – Mary & John Rauh

**(Anticipated action – move to accept and approve the grant and donations to Art-Speak's Overnight Art Event, as presented.)**

C. Letter from Nancy Pollard, President of Friends of the South End, requesting permission to hold the 5<sup>th</sup> Annual Fairy House Tour on September 19<sup>th</sup> and 20<sup>th</sup>, 2009 **(Anticipated action – move to refer to the City Manager with power)**

D. Letter from Richard Wagner, Executive Director, AIDS Response Seacoast, requesting permission to conduct their 13<sup>th</sup> Annual Seacoast AIDS Walk and Dog Walk on Sunday, May 4, 2009 from 10:00 a.m. to 5:00 p.m. **(Anticipated action – move to refer to the City Manager with power)**

- E. Letter from Kathy Beebe Keefe, Executive Director, Sexual Assault Support Services (SASS), requesting permission to hold the 2<sup>nd</sup> Annual KidSafe 5K Run/Walk on Pease Tradeport Saturday, May 9, 2009. **(Anticipated action – move to refer to the City Manager with power)**
  - F. Letter from Edmond Daneault, Chief Rabban, Bektash Shriners requesting permission to hold their Spring Ceremonial parade for Saturday, May 2, 2009. **(Anticipated action – move to refer to the City Manager with power)**
  - G. Letter from Heidi Roy, Associate Development Manager, National Multiple Sclerosis Society requesting permission to hold their 2009 Bike MS Seacoast Bike Ride on Saturday, August 8, 2009. **(Anticipated action – move to refer to the City Manager with power)**
13. Letter from Richard M. Candee, Professor Emeritus, Boston University Preservation Studies Program, Vice President Portsmouth Historical Society, regarding the Memorial Bridge. – Voted to authorize the Mayor to write a letter in support for the preservation of the Memorial Bridge and nomination to the Most Endangered list for 2009.
14. Letter from Gregg Sessler and John Akar, Cava regarding license agreement for 10 Commercial Alley, Cava Sign – Voted to refer to the Planning Board for a report back.
15. Discussion and Proposed Action on Pay & Display Meters.
- On a roll call vote 6-3, motion to table and set a date for a public hearing **failed** to pass. Councilors Kennedy, Spear and Pantelakos voted in favor. Assistant Mayor Blalock, Councilors Novelline Clayburgh, Dwyer, Smith, Hejtmanek and Mayor Ferrini voted opposed.
- On a roll call voted 7-2, voted to pass the main motion to authorize the City Manager to implement the Pay and Display Program. Assistant Mayor Blalock, Councilors Novelline Clayburgh, Dwyer, Smith, Spear, Hejtmanek and Mayor Ferrini voted in favor. Councilors Kennedy and Pantelakos voted opposed.
16. Report Back Re: Coventry Assets, Ltd., 10 Pleasant Street – License Agreement Request to Locate Canopies over the Port Street Right-of-Way – Voted to accept the recommendation of the Planning Board including all stipulations, and authorize the City Manager to negotiate and execute a License Agreement.
17. Proposed Bonding Re: Citywide Capital Improvements – Voted to authorize the City Manager to bring back for first reading a Bond for Citywide Improvements as listed in the amount of \$3,500,000.00 for the January 12, 2009 City Council Meeting.
18. Request of School Department to Transfer \$550,000.00 to fund Teacher’s Collective Bargaining – Voted to authorize the City Manager to transfer \$550,000.00 from the FY09 Collective Bargaining Contingency Line Item to the School Department.

19. City Hours of Operation Re: Christmas & New Year's – City Manager Bohenko announced that in the spirit of the holiday season, the hours of operation for City Hall, Recreation, Public Works Office and the Library will be from 8:00 a.m. to 3:00 p.m. on Wednesday, December 24, 2008 and Wednesday, December 31, 2008. The hours of operation for Public Works (excluding the office staff) will be from 7:30 a.m. to 3:00 p.m.
20. Proposed Letter to be sent to Congressional Delegation Re: Federal Stimulus Package – Mayor Ferrini stated that he would make certain recommended changes from the City Council and send the letter to the Congressional Delegation.
21. Letter to Pease Development Authority (PDA) Re: Work Force Housing – Mayor Ferrini stated that he would send the letter to the Pease Development Authority and set a work session for January 26, 2009 at 6:00 p.m. Re: Work Force Housing.
22. Recreation Committee Reconstructing – Mayor Ferrini stated that Councilor Dwyer and City Attorney Sullivan will draft an Ordinance to be discussed at a work session on January 12, 2009.
23. Resignation – Louis R. Vinciguerra – Cable Commission – Voted to accept with regret the resignation of Louis R. Vinciguerra, Cable Commission.  
  
Councilor Smith requested that Mayor Ferrini send a letter of thanks to Mr. Vinciguerra for his years of service to the Cable Commission.
24. Fishing Committee Voted to extend the time for a report back from the Fishing Committee until March 2009.
25. Adjournment – At 9:30 p.m., voted to adjourn.

Respectfully submitted by:

Dianne M. Kirby, Deputy City Clerk