

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: DIANNE M. KIRBY, DEPUTY CITY CLERK KIM MCNAMARA HEALTH OFFICER

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON FEBRUARY 9, 2009, 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 (7:30 p.m.)

1. At 6:00 p.m., a Non-Meeting with Counsel Re: Negotiations – RSA 91-A: 3, I (b-c) was held.
2. Proclamation – Read Across Portsmouth Day – Councilor Kennedy read the Proclamation declaring Friday, February 20, 2009 as Read Across Portsmouth Day. Linda Marconi accepted the Proclamation and invited the City Council to participate in the Read Across America events scheduled for February 20, 2009.
3. Proclamation – National Nutrition Month – Assistant Mayor Blalock read the Proclamation declaring the month of March as National Nutrition Month and Wednesday March 11, 2009 as Registered Dietitian Day in the City of Portsmouth, and encourage all citizens to recognize the contributions of Registered Dietitians and express appreciation for their commitment to promoting science-based nutrition in the hope of achieving optimum health both today and tomorrow.
4. Acceptance of Minutes – January 26, 2009 - Voted to approve and accept the minutes of the January 26, 2009 City Council meeting.
5. Public Comment Session – There were four speakers: Martin Cameron (Budget Items); Amy Leahy (Middle School); Heather Hurtt and Steve Little (Recreation).
6. Public Hearing – Resolution Increasing the Maximum Income Limit for Individuals Qualifying for the Elderly Real Estate Tax Exemption to \$32,589.00 for single and \$40,201.00 for married and total assets may not exceed \$108,634.00 whether single or married – Held a Public Hearing. Voted to adopt the Resolution for Elderly Exemptions, as presented.
7. Public Hearing – Resolution Increasing the Maximum Income Limit for Individuals Qualifying for the Disabled Real Estate Tax Exemption to \$32,589.00 for single and \$40,201.00 for married and total assets may not exceed \$108,634.00 whether single or married – Held a Public Hearing. Voted to adopt the Resolution for Disabled Exemptions, as presented.

8. Public Hearing – Ordinance Amending Chapter 7, Article III, Section 7.344 – Use of Roller Skates, Coasters, and Skate Boards – Held a Public Hearing. Moved to pass second reading and schedule a third and final reading of the proposed ordinance amendment, as submitted, at the March 2, 2009 City Council meeting.

Moved to amend the motion to amend Section 7.344 A by deleting subparagraphs 1 and 2 and changing the first paragraph to “*The use of roller skates, coasters, and skateboards is prohibited in any area designated as a Central Business District in the Portsmouth Zoning Ordinance*”

Voted to postpone the second reading until a report back from the Traffic and Safety Committee is received.

9. Acceptance of Grant from the State of New Hampshire for Cities Readiness Initiative Exercise in the amount of \$16,849.00 - Voted to authorize the City Manager to accept and expend a \$16,849.00 grant from the State of New Hampshire for the purpose of the Cities Readiness Initiative Exercise.

10. First Reading of Ordinance amending Chapter 1, Article III, Section 1.304 – Recreation Board and Article IV, Section 1.411 – Peirce Island Committee are deleted in their entirety. Further, the creation of a new ordinance for Chapter 1, Article III, Section 1.304 entitled Recreation, Parks and Open Space Board – Voted to pass first reading and schedule a work session on March 16, 2009 at 6:00 p.m. and further, establish a public hearing on this matter at the April 6, 2009 City Council meeting.

11. Consent Agenda - Voted to adopt the Consent Agenda

- A. Letter from Donald Allison, Eastern States 20 Mile, requesting permission to hold the Eastern States 20 Mile Road Race on Sunday, March 29, 2009
(Anticipated action – move to refer to the City Manager with power)
- B. Letter from John Tabor, Seacoast Media Group, requesting permission to change the date of the Second Annual Sustainability Fair to Saturday, May 9, 2009
(Anticipated action – move to refer to the City Manager with power)

12. Letter from Shaun Rafferty regarding Affordable Housing – Voted to accept and place on file the letter from Shaun Rafferty regarding Affordable Housing.

13. Letter from John Dussi, Northern Tier Real Estate Acquisition & Development, LLC, seeking to remove the current glass atrium enclosure located at 172 Hanover Street to replace with a more permanent structure - Voted to refer to the Planning Board for report back.

14. Letter from Kathie Lynch, Portsmouth Little League, Inc., requesting permission to affix signage to the fences surrounding the outfield and foul lines at Plains and Hislop fields from April 11, 2009 through the end of the summer program. Further, requesting permission to maintain signage to the rear of the Plains scoreboard – Voted to refer to the City Manager with power.

15. Letter from Kathie Lynch, Portsmouth Little League, Inc., requesting permission to place a beverage dispenser machine on the side of the Central Field Little League concession stand from mid-April through the end of October – Voted to refer to the Recreation Board for report back.
16. Letter from Catherine Graham, National Passport Center, requesting permission to hold a Dog Walk charity event for the NHSPCA and The Humane Society on Sunday, April 26, 2009 at the Tradeport – Voted to refer to the City Manager with power.
17. Letter from Marsie Silvestro, A Safe Place, requesting permission to hold a Dog Walk entitled “Keep Your Paws to Yourself” on Saturday, April 25, 2009 from 11:00 a.m. – 2:00 p.m. – Voted to refer to the City Manager with power.
18. Request to Renew Lease of 251 Bartlett Street by the Creek Athletic Club - Voted to extend the Lease for 2009 with an annual lease payment of \$2,046.00.
19. Seacoast Growers’ Association (Farmers’ Market) Proposed 2009 License Agreement - Voted to authorize the City Manager to enter into a License Agreement with the Seacoast Growers’ Association, as presented.
20. Proposed Extension of Agreement with St. John’s Masonic Association for Use of their Parking Lot – Voted to authorize the City Manager to enter into this Agreement with St. John’s Masonic Association from January 1, 2009 through December 31, 2009.
21. Appointments to be Voted – On a roll call 6-3, voted to reappoint Donald Coker to the Planning Board until December 31, 2011. Assistant Mayor Blalock, Councilors Novelline Clayburgh, Smith, Kennedy; Hejtmanek and Mayor Ferrini voted in favor. Councilors Dwyer, Spear and Pantelakos voted opposed.
22. Appointment to be Voted – Voted to appoint Charles Bradley to the Portsmouth Housing Authority to fill the unexpired term of Charles Oxford until April 1, 2010.
23. Appointment of Council Representatives – Councilor Novelline Clayburgh was appointed to the Blue Ribbon Committee on Safe Routes to School; Councilor Spear was appointed to the Blue Ribbon Committee on Sustainable Practices and Councilor Hejtmanek was appointed to the Poet Laureate Committee.
24. Adjournment – At 9:25 p.m., voted to adjourn.

Respectfully submitted by:

Dianne M. Kirby, Deputy City Clerk