

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MARCH 2, 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, AND HEJTMANEK

ABSENT: COUNCILOR PANTELAKOS

1. At 6:00 p.m., an Anticipated "Non-Meeting" with Counsel was held regarding Negotiations – RSA 91-A:2, I (b-c).
2. Proclamation – Music in Our Schools Month – Councilor Smith read the Proclamation declaring March as Music in Our Schools Month.
3. Proclamation – Youth Art Month – Councilor Spear read the Proclamation declaring March as Youth Art Month.
4. Proclamation – Red Cross Month – Councilor Kennedy read the Proclamation declaring March as Red Cross Month.
5. Presentation – Fishing Fleet Committee Report – Erik Anderson, Chair of the Committee reviewed the Fishing Fleet Committee Report with the City Council.
6. Acceptance of Minutes – February 9, 2009 – Voted to approve and accept the minutes of the February 9, 2009 City Council meeting.
7. Public Comment Session – There was one speaker: Bill St. Laurent (Budget).
8. Public Hearing – Capital Improvement Plan (CIP) FY2010-2015 – Held a public hearing. Voted to continue the public hearing until the March 16, 2009 City Council meeting.
9. Acceptance of Donation from CrimeStoppers, Inc. to the Citizen's Police Academy in the amount of \$5,894.00 – Voted to approve and accept the donation to the Portsmouth Police Department, as listed.

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

- A. Acceptance of Donation from O'Briens II, Inc., to the Fire Department in the amount of \$100.00 **(Anticipated action – move to approve and accept the donation to the Fire Department, as listed)**
- B. Letter from Stacy Baker Chilicki, The Seacoast Repertory Theatre, requesting permission to hold the 43rd Annual Bow Street Fair on Saturday, July 18, 2009 and Sunday, July 19, 2009 from 10:00 a.m. – 5:00 p.m., and further request Bow Street be closed to all vehicle traffic starting at midnight on Friday, July 17, 2009 until Sunday, July 19, 2009 at 7:00 p.m. **(Anticipated action – move to refer to the City Manager with power)**
- C. Letter from Jeanine Sylvester, Runner's Alley, requesting permission to hold the 12th Annual Runner's Alley/Redhook Brewery Memorial 5k on Sunday, May 24, 2009 at 11:00 a.m. **(Anticipated action – move to refer to the City Manager with power)**
- D. Letter from Frank Nappo, The Seacoast Family YMCA, requesting permission to hold a 5k Road Race on Saturday, April 18, 2009 at 10:00 a.m. **(Anticipated action – move to refer to the City Manager with power)**
- E. Letter from Mike Young, Portsmouth Babe Ruth League, requesting permission to install temporary signage at Leary Field for the 2009 baseball season from May through August **(Anticipated action – move to refer to the City Manager with power)**
- F. Letter from Robert Sutherland, St. John's Lodge, requesting permission to hold the "Out of Hibernation" 5k Road Race on Saturday, April 25, 2009 **(Anticipated action – move to refer to the City Manager with power)**
- G. Letter from Shaun Rafferty regarding skateboarding on public streets **(Anticipated action – move to accept and place the letter on file)**
- H. Letter from Barbara Massar, Pro Portsmouth, Inc., requesting permission to hold the following events:
 - 32nd Annual Market Square Day Festival & 10k Road Race on Saturday, June 13, 2009
 - 7th Annual Summer in the Street Music Series, Saturday evenings from 5:00 p.m. – 9:30 p.m. on June 27, July 4, 11, 18, 25 and August 1, 2009**(Anticipated action – move to refer to the City Manager with power)**

11. Letter from Laurel Crawford, Empower Yoga Center, LLC, requesting permission to install a projecting sign at 63 Market Street – Voted to refer to the Planning Board for report back.

12. Petition from George McQuilken and individuals regarding the Pay and Display Parking Meters – No action required.
13. Letter from Dr. Mitchell Shuldman, School Board Chair, announcing the selection of Mr. Ed McDonough as the new Superintendent of Portsmouth Schools effective July, 2009 – Voted to accept and place the letter on file.
14. Letter from Attorney Bernard Pelech representing JASK Realty Trust regarding Rezoning of Land between Bartlett Street and the US Route 1 By-Pass – Voted to refer to the Planning Board for report back.
15. Letter from Erik Anderson, Fishing Fleet Committee, requesting permission to hold a “Local Fish and Lobster Fest - 2009” on Saturday, September 12, 2009 at Peirce and Four Tree Island and adjacent activity at the Portsmouth Fish Pier – Voted to refer to the City Manager with power.
16. Consideration of New Appointment to Rockingham Planning Commission/Metropolitan Planning Organization – Voted to appoint Anthony Blenkinsop to the Rockingham Planning Commission/Metropolitan Planning Organization as a City representative.
17. Report Back from Planning Board Re: 10 Commercial Alley License Request to Erect a Sign over a Public Right-of-Way – Voted to accept the Planning Board’s recommendation to approve a License to erect a sign over a public right-of-way at 10 Commercial Alley with the following stipulations:
 - *That the request shall be subject to a municipal license and this license shall be approved by the Legal Department as to content and form, it should be revocable by the City and if an encroachment needs to be removed or relocated for any purpose, it will be done at no cost to the City; and,*
 - *That any resulting disturbance of a sidewalk, street or other public infrastructure shall require its restoration at no municipal cost and subject to review and acceptance by the Department of Public Works*
18. Report Back from Planning Board Re: Request to Name a Downtown Street after the City’s Second Poet Laureate Robert Dunn – Voted to accept the Planning Board’s recommendation as follows:
 - *That Robert Dunn’s name should be reviewed for possible street naming use by the Police Department’s dispatch center; and,*
 - *If appropriate, Robert Dunn (or some variation) shall be added to the Emergency Operation Center’s list of approved street names*
19. Request to Establish a Work Session Re: Hiring Freeze/Status of Budget/Stimulus Funds – Voted to establish a work session on Monday, March 9, 2009 at 7:00 p.m. in the Eileen Dondero Foley Council Chambers and invite the School Board, Fire Commission and Police Commission.

20. Report Back from Recreation Board Re: Little League request to place a Beverage Machine at Central Little League – Voted to accept the Recreation Board’s recommendation to approve the placement of a beverage machine at Central Field Little League with the following stipulations:

- *The machine will be in place Mid-April through October,*
- *The machine will be “boxed in” with a wooden structure with a matching color to the rest of the buildings at the site,*
- *The machine will not be illuminated at all at any time,*
- *The machine be secured to prevent vandalism/theft; and,*
- *The machine offer only water (no “soft drinks” or “sport drinks”)*

Councilor Smith voted opposed to the motion.

21. Report Back Re: Workforce Housing Trust – Voted to authorize the City Manager to bring back the Workforce Housing Trust Fund document for a vote at the March 16, 2009 City Council meeting.

22. Appointments to be Considered – The City Council considered the following appointments to be voted on at the March 16, 2009 meeting.

- Grace Lessner – Appointment to Board of Library Trustees
- Bill Southworth – Appointment to Cable Television & Communications Commission
- Norman Patenaude – Reappointment as Alternate to the Planning Board
- Steven Berg – Reappointment to PEDLP Review Committee
- Laura Montville – Reappointment to PEDLP Review Committee
- Tara Trafton – Reappointment to PEDLP Review Committee
- Jean Ward – Appointment to Safe Routes to School – St. Patrick’s School Representative
- Ronald Cypher – Appointment to Traffic & Safety Committee

23. Appointment to be Voted – Voted to reappoint Robin Rousseau as an Alternate to the Zoning Board of Adjustment until December 1, 2013.

24. Resignations – Voted to accept with regret the resignations of John McGee, Jr. from the Blue Ribbon Committee on the African Burial Ground, Edward Hayes of the Economic Development Commission and Jonathan Bailey from the Traffic & Safety Committee.

Councilor Smith requested thank you letters be sent to Mr. McGee, Mr. Hayes and Mr. Bailey for their years of service to the City.

25. Update on Portsmouth Middle School – No action required.

26. Monthly Financial Report – Councilor Spear requested that City Manager Bohenko provide the City Council with a monthly review of the Financial Report.

27. Fishing Fleet Committee – Moved to extend the Fishing Fleet Blue Ribbon Committee for one year from this date. Voted to amend the motion to have Councilor Kennedy provide a written motion relative to this matter for the March 16, 2009 City Council meeting. Main motion passed as amended.

28. Miscellaneous/Unfinished Business – 2008 Attendance Records for various Boards and Commissions – Councilor Smith requested that Mayor Ferrini and the City Council review the attendance records at the March 16, 2009 City Council meeting.

29. Adjournment – At 10:00 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC/CNHMC
City Clerk