

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: VALERIE A. FRENCH, DEPUTY CITY CLERK I

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL AT MEETING HELD ON OCTOBER 5, 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

1. At 6:15 p.m., an Anticipated "Non-Meeting" with Counsel was held regarding Negotiations.
2. Proclamation – International Walk to School Day – Safe Routes to School Committee – Councilor Kennedy read the Proclamation and presented it to School Board Member Rebecca Emerson.
3. Presentation – Naming of Training Room at New Fire Station 2 – Voted to Suspend the Rules to take action on this item. Voted to name the Training Room at New Fire Station 2 in honor of retired Deputy Chief George I. Pierce, Jr.
4. Presentation – Sustainability Practices Blue Ribbon Committee Update on 5 Year Planning Process – Skye Maher and Bert Cohen – Bert Cohen and Skye Maher gave an update of the recent activities and future goals of the Sustainability Practices Blue Ribbon Committee.
5. Acceptance of Minutes – September 1, 2009 and September 14, 2009 - Voted to accept and place on file the September 1, 2009 and September 14, 2009 Minutes
6. Public Comment Session – There were 2 speakers: Peter Egelston and Susanne Delaney regarding the Portsmouth Criterium Race.
7. Public Hearing - Ordinance Amending Chapter 7, Article II, Section 7.210 – Permits and Inspections Required by the Addition of Item C – Each Taxi Permitted in the City Shall be Inspected in the Month of June Each Year for Compliance with the Requirements of this Ordinance. – Held a Public Hearing, there were no speakers. Voted to pass second reading of the proposed ordinance, as submitted, and schedule and third and final reading at the October 19th City Council Meeting.
8. Public Hearing – Ordinance Amending Chapter 7, Article III, Section 7.330 – No Parking – Washington Street – Both Sides from Hancock Street to Howard Street – Held a Public Hearing, there were 4 speakers. Voted to pass second reading of the proposed ordinance, as submitted, and schedule and third and final reading at the October 19th City Council Meeting.

9. Public Hearing – Ordinance Amending Chapter 5, International Fire Code; Chapter 12, Part I – International Building code and Part II – International Residential Code; Chapter 15, Part I, International Plumbing Code and Part II – International Mechanical – Held a Public Hearing, there were no speakers. Voted to pass second reading of the proposed ordinance, as submitted, and schedule and third and final reading at the October 19th City Council Meeting.
10. Public Hearing – Resolution Authorizing the Borrowing Through the State Revolving Fund (SRF) Loan Program/American Recovery and Reinvestment Act (ARRA) for Costs related to two Water System Improvements Not to Exceed Fifty-Five Thousand Dollars (\$55,000.00) – Held a Public Hearing, there were no speakers. Voted on a 9-0 roll call to adopt the Resolution as submitted.
11. Acceptance of Grant from the Department of Justice Bureau of Justice Assistance to the Portsmouth Police Department for the 2009 Recover Act JAG Program - \$92,305.00– Voted to approve and accept the grant to the Police Department, as listed.
12. Acceptance of Grant from NH Charitable Foundation’s Piscataqua Region Community Fund to Create a Five-Year Sustainability Plan – Voted to accept and expend a \$5,000.00 grant for the purpose of creating a five-year sustainability plan.
13. Consent Agenda – Letter from Patti Hanley, Arthritis Foundation, requesting permission to hold the Jingle Bell Run and Walk on Saturday, November 21, 2009 - Voted to refer to the City Manager with power.
14. Letter from Attorney Paul McEachern, Shaines & McEachern, PA, requesting amendment to Chapter 7, Article III, Section 7.336 One Way Streets regarding 51 Islington Street. – Voted to authorize the City Manager to bring back an ordinance with regard to this matter for a first reading at the October 19, 2009 City Council meeting.
15. Letter from Kathryn Libby, American Lung Association, requesting permission to hold the 1st Annual Cycle the Seacoast event on Sunday, May 2, 2010. – Voted to refer to the City Manager with power.
16. Letter from Kimberly Buxton, Bellman Jewelers, requesting permission to close Chestnut Street from Congress Street to Porter Street for 24 hours, beginning at 12:00 a.m. on October 22, 2009 for their grand re-opening event – Voted to refer to the City Manager with power.
17. Letter from Marsie Silvestro, A Safe Place, requesting permission to hold a Candlelight Vigil on Wednesday, October 28, 2009 from 6:00 p.m. – 7:00 p.m. in the Vaughan Mall – Voted to refer to the City Manager with power.
18. Petition from Downtown Businesses requesting to move the Portsmouth Criterium to a different venue – Voted to request the City Manager bring back a proposal to establish a Blue Ribbon Committee relating to downtown events at the October 19, 2009 City Council meeting. – Voted to accept and place on file the Petition from Downtown Businesses requesting to move the Portsmouth Criterium to a different venue.

19. Letter from Kathleen Gowdy, Great Big Sea, requesting permission to erect a five foot cardboard likeness of Great Big Sea's album cover on October 9, 2009 on the sidewalk near the Music Hall – Voted to refer to the City Manager with power with the recommendation to hold event at the Vaughan Mall.
20. Acceptance of Raleigh Way Easements for Construction of Retaining Wall – Voted to authorize the City Manager to accept the easements from Carolyn Marvin, Clarke and Gail Knowles and Julian Whipple to facilitate the construction of a retaining wall along a portion of Raleigh Way.
21. Request for a License Agreement from TG's Cantina for property located at 54 Daniel Street to install a projecting sign. – Voted to accept the recommendation of the Planning Board with stipulations and approve the request of Bethany Hayes, Owner of TG's Cantina to install a projecting sign at 54 Daniel Street and further authorize the City Manager to execute a License Agreement for this request.
22. Request for License Agreement from The Common Man for property located at 96 State Street to install a projecting sign – Voted to accept the recommendation of the Planning Board with stipulations and approve the request of Alex Ray, Owner of the Common Man to install a projecting sign at 96 State Street and further authorize the City Manager to execute a License Agreement for this request.
23. Report Back on Letter to Congressional Delegation Re: Fishing Industry – Voted to authorize the Mayor to sign and send, on behalf of the City Council, the letter to the Congressional District regarding the Fishing Industry.
24. Nominations to the Joint Building Committee – Mayor Ferrini nominated Councilors Dwyer, Spear and Hejtmanek as the City Council Representatives and Ernie Carrier as the Resident Representative, Mary Ann List was a joint nomination by the City Council and School Board - Voted to approve appointments as stated.
25. Resignation – Wilbur Perkins – Peirce Island Committee: Voted to accept the resignation of Wilbur Perkins from the Peirce Island Committee and to send a letter of appreciation of service.
26. Reports – Councilor Smith – Traffic and Safety Committee Action Sheet and Minutes of the September 10, 2009 meeting – Voted 8-1 to approve and accept the action sheet and minutes of the September 10, 2009 Traffic and Safety Committee meeting, Councilor Kennedy opposed.
27. Reports – Councilor Smith – Parking Committee Action Sheet and Minutes of the September 10, 2009 meeting - Voted to approve and accept the action sheet and minutes of the September 10, 2009 Parking Committee meeting.
28. Adjournment – At 9:05 p.m., voted to adjourn.

Respectfully submitted by:
Valerie A. French, Deputy City Clerk I