

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MAY 17, 2010, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR FERRINI, ASSISTANT MAYOR NOVELLINE CLAYBURGH, COUNCILORS LISTER, HEJTMANEK, SPEAR, DWYER, COVIELLO, KENNEDY AND SMITH

1. At 6:15 p.m., an Anticipated “Non-Meeting” with Counsel was held regarding Negotiations – RSA 91-A:2, I (b-c).
2. Presentation – Trustees of the Trust Funds – Members of the Trustees of the Trust Funds Lea Aeschliman, Phyllis Eldridge and Brad Lown provided a detail presentation that reviewed the following areas:
 - Responsibilities of the Trustees
 - Trust Funds Organization and Valuation
 - Discussion of Each of the Four (4) Trust Fund Groups
 - Capital Improvement Plan (CIP) Projects Update
3. Acceptance of Minutes – May 3, 2010 – Voted to approve and accept the minutes of the May 3, 2010 City Council meeting.
4. Public Comment Session – There were four speakers: Bob McElwain, Mary Low McElwain, Natalie Hassold (The Red Ginger Sidewalk Obstruction Request); and Martin Cameron (City Charter).
5. Acceptance of Donations to the Coalition Legal Fund
 - Town of Hampton - \$1,500.00
 - Town of Marlow - \$200.00Voted to approve and accept the donations, as listed, to be placed in the Coalition Legal Fund.
6. Acceptance of Police Department Grant
 - Crime Stoppers Organization for the Citizen Police Academy - \$5,000.00Voted to approve and accept the grant to the Portsmouth Police Department, as listed.
7. Acceptance of Community Development Block Grant Funds – Voted to accept and expend a Community Development Block Grant (CDBG) in the amount of \$712,605.00 from the U.S. Department of Housing and Urban Development.

8. First reading of Resolution Authorizing Borrowing in Anticipation of Revenues and Taxes in the amount of \$16,000,000.00 – Voted to pass first reading and hold a Public Hearing and adoption of the Resolution at the June 7th City Council meeting.
9. First reading of Ordinance amending Chapter 10, Article IV, Section 10.420 – District Location and Boundaries that the following lots be rezoned from Waterfront Business (WB) to Single Residence B (SRB): Assessors Map 201, Lots 3, 4, 5, 6, 7 and 8 (1-6 Sagamore Grove); and that the Zoning Map be revised accordingly as shown on the attached exhibit titled “Sagamore Grove Waterfront Business District – Proposed Zoning” – Voted to pass first reading and establish a Public Hearing and second reading for the proposed Ordinance and zoning map, as presented, at the June 7th City Council meeting. Councilor Kennedy voted opposed.
10. Consent Agenda – Voted to adopt the Consent Agenda.
 - A. 2010 Additional Omnibus Sidewalk Obstruction Renewals (See Attached Listing) ***(Anticipated Action – move to refer to the City Manager with power)***
 - B. Acceptance of Donation to the Peirce Island Committee from Michael Callahan - \$50.00 ***(Anticipated Action – move to accept the donation to the Peirce Island Committee, as presented)***
11. Voted to suspend the rules in order to take up Item X. G. - Sidewalk Obstruction License Application from Laminda (Mindy) Puckett, The Red Ginger, LLC, requesting permission to place 3 tables, 12 chairs and 1 A-frame sign in front of establishment located at 261 South Street.
12. Sidewalk Obstruction License Application from Laminda (Mindy) Puckett, The Red Ginger, LLC, requesting permission to place 3 tables, 12 chairs and 1 A-frame sign in front of establishment located at 261 South Street – Voted to table the request until the June 7, 2010 City Council meeting.
13. Letter from Richard “Brooksie” Brooks, Central Veterans Council, requesting that the WWI monuments on the corner of Pevery Hill Road and Route 33 be relocated to Langdon Park across from City Hall – Voted to refer to the City Manager for report back.
14. Voted to suspend the rules in order to take up Item XI. A.2. – Senior Citizen Transportation Agreement Re: Mark Wentworth Home.
15. Senior Citizen Transportation Agreement Re: Mark Wentworth Home – Voted to approve a Transportation Agreement with the Mark Wentworth Home d/b/a Wentworth Connections, and authorize the City Manager to enter into an Agreement to grant the sum of \$65,000.00 for senior transportation in place of the Portsmouth Housing Authority in FY 2011.

16. Letter from D.J. Phillips requesting to renew the License Agreement for the dumpsters located on Church Street for the Clip Joint Barber Shop and NV Salon – Voted to refer to the City Manager with power.
17. Letter from Marie-Helene James, requesting to donate either a bench or a tree [or both] at the Dog Park or Peirce Island in memory of her son Eric James – Voted to refer to the City Manager with power.
18. Letter from Kimberly Buxton, Bellman's Portsmouth, requesting permission to close Chestnut Street from Congress Street to Porter for the 2nd Annual Cars, Cigars and Celebrities Event on Thursday, July 22nd and Friday, July 23rd – Voted to refer to the City Manager with power.
19. Letter from Matthew Leahy, Leahy Landscaping, Inc, requesting a license to install an irrigation system within the public right of way – Voted to refer to the Legal Department for report back.
20. Letter from Richard "Brooksie" Brooks, Central Veterans Council, inviting the City Council to attend the Albacore Memorial Service on Monday, May 31st at 10:00 a.m. – Voted to accept and place the letter on file.
21. Sidewalk Obstruction License Application from Denise & Evan Mallett, Black Trumpet Bistro, requesting permission to place 1 bench and 1 A-frame sign in front of establishment located at 29 Ceres Street – Voted to refer to the City Manager with power.
22. Acceptance of Southeast Watershed Alliance (SWA) Proposed By-laws and Appointment of Alternate Representative – Voted to authorize the City's SWA representative to accept on behalf of the City the draft by-laws, and; move to authorize the Deputy Director of Public Works, David Allen, to serve as an alternate to SWA.
23. Acceptance of Brick Sidewalks Policy – Moved to accept the Brick Sidewalks Policy, as amended. Motion to amend the policy and limit brick sidewalks to the downtown overlay district **failed** to pass. Councilors Hejtmanek, Spear and Coviello voted in favor. Assistant Mayor Novelline Clayburgh, Lister, Dwyer, Kennedy, Smith and Mayor Ferrini voted opposed. Main motion passed with Councilors Hejtmanek, Dwyer and Coviello opposed.
24. Request to Establish FY11 Budget Review Work Session – Voted to establish an FY11 Budget Review Work Session for Monday, May 24, 2010 at 6:30 p.m., in the Eileen Dondero Foley Council Chambers.
25. Appointments to be Considered – The City Council considered the following appointments which will be voted on by the Council at the June 7, 2010 City Council meeting.
 - Kathy Pearce – Reappointment to the Cable Television and Communication Commission
 - James Melfi – Reappointment to the Citywide Neighborhood Steering Committee
 - Sharon Morrison – Reappointment to the Citywide Neighborhood Steering Committee

26. Appointments to be Voted – Voted to appoint Gary Nadeau to the Building Code of Appeal; the reappointment of Sandra Dika to the Historic District Commission, the reappointment of Charles Bradley and Carlos Castro to the Portsmouth Housing Authority as indicated below.
- Gary Nadeau – Appointment to the Building Code of Appeals until July 1, 2015
 - Sandra Dika – Reappointment to the Historic District Commission until June 1, 2013
 - Charles Bradley – Reappointment to the Portsmouth Housing Authority until April 1, 2015
 - Carlos Castro – Reappointment to the Portsmouth Housing Authority until April 1, 2015
27. Bomb Threat Assessment – The City Council agreed to hold an Anticipated “Non-Meeting” with Counsel regarding this matter prior to the June 7, 2010 City Council meeting.
28. Study of possible revenue generation – Mayor Ferrini announced that he would appoint 2 additional City Councilors to serve with Assistant Mayor Novelline Clayburgh on the Fee Study Committee to review possible revenue generation.
29. Miscellaneous/Unfinished Business – Mayor Ferrini announced that the Memorial Day parade and services will take place on Monday, May 31, 2010 at 1:00 p.m. stepping off at the corner of Parrott Avenue and Junkins Avenue.

Councilor Kennedy requested that the Memorial Day parade and services be added to the City Manager’s Events Listing.

30. Adjournment – At 8:35 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC/CNHMC
City Clerk