

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON JUNE 25, 2012, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR SPEAR, ASSISTANT MAYOR LISTER, COUNCILORS COVIELLO, KENNEDY, LOWN, DWYER, SMITH AND THORSEN

ABSENT: COUNCILOR NOVELLINE CLAYBURGH

1. Presentation – Art-Speak State of the Arts Report – Robin Albert and Liz Wright provided a presentation on the State of the Arts Report for 2011.
2. Acceptance of Minutes – May 14, 2012 and May 21, 2012 – Voted to approve and accept the minutes of the May 14, 2012 and May 21, 2012 City Council meetings.
3. Public Comment Session – There were two speakers: Tom Carroll (Distributing the Blame for the Destruction of Great Bay); and Arthur Clough (Extended City Hall Hours).
4. Voted to suspend the rules in order to take up Item XII A.4. - Art-Speak Annual State of the Art Report and Memorandum of Understanding Renewal Request.
5. Art-Speak Annual State of the Art Report and Memorandum of Understanding Renewal Request – Voted to authorize the City Manager to extend the agreement from July 1, 2012 through June 30, 2013.
6. Public Hearing - Ordinance amending Chapter 10 – Zoning Ordinance, Article 11, Section 10.1115 - Off-Street Parking Provisions in the Downtown Overlay District. The recommended amendment would make the following changes to the Zoning Ordinance:
 - Eliminate Off-Street Parking Requirement for all Nonresidential Uses
 - Change the Residential Parking Requirement to 1.5 Parking Spaces per Dwelling Unit
 - Eliminate the Option to make a Payment in Lieu of providing Requirement Off-Street Parking

Held a public hearing. Moved to amend the Ordinance as reflected in the table outlined in the City Manager’s Comments dated June 21, 2012 to Section 10.1115.21 and schedule a public hearing and second reading at the July 16, 2012 City Council meeting to reflect the amendment.

Table – Section 10.1115.21

Use	Required Parking Spaces
Restaurant	1 space per 100 square feet GFA
Other ground floor uses	No requirement
Other upper floor uses (residential and nonresidential)	1 space per 1,000 square feet GFA
Residential use (dwelling)	1.5 space per dwelling unit
Hotel or motel	0.75 space per guest room
Other nonresidential use	No requirement

7. Acceptance of Donation Re: Bench in Memory of Marian Marangelli – Voted to approve and accept the donation, as presented.
8. Consent Agenda – Mayor Spear removed Item A – Acceptance of Donations Re: Welcome Home, Iraq Veterans Parade from the Consent Agenda.
9. Acceptance of Donations Re: Welcome Home, Iraq Veterans Parade
 - Georgene E. & Jonathan W. Damon - \$25.00
 - Thomas H. Kyle - \$25.00
 - Kelly C. Decourcy - \$25.00
 - Brian E. Engel - \$25.00
 - Sharon Nichols - \$50.00
 - AJ Muste Chapter (#62) Veterans for Peace - \$100.00
 - Judith E. & Francis H. Breen - \$100.00
 - CVMA-NH Chapter 5-1 - \$100.00
 - Jennifer L. Zorn - \$100.00
 - Veterans for Peace Chapter 9
General Smedley D. Butler Brigard - \$100.00
 - Alfred J. Arcici - \$100.00
 - Geno’s Chowder & Sandwich Shop, Inc. - \$100.00
 - Petersen Engineering, Inc. - \$100.00
 - Northeast Credit Union - \$250.00

- Service Credit Union - \$250.00
- 106 Grill, LLC d/b/a/ Moxy - \$300.00
- Dos Amigos Burritos, LLC - \$350.00
- JJFC, Inc. d/b/a Jumpin' Jay's Fish Café - \$350.00
- Piscataqua Savings Bank - \$500.00
- Flatbread Portsmouth - \$558.25

Voted to accept the donations for the Welcome Home, Iraq Veterans Parade, as presented.

10. Councilor Kennedy requested to remove Item D. - Letter from Caitlyn Mosher Ellis, Alzheimer's Association, requesting permission to hold the annual Walk to End Alzheimer's at Strawberry Banke on Saturday, September 22, 2012 from the Consent Agenda.

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

- B. Request for License from Valerie White, owner of Bobbles and Lace for property located at 103 Vaughan Mall for a projecting sign on an existing bracket ***(Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Valerie White, owner of Bobbles and Lace for 1 projecting sign at property located at 103 Vaughan Mall and, further, authorize the City Manager to execute License Agreements for this request)***

Planning Director's Stipulations:

- ***The licenses shall be approved by the Legal Department as to content and form;***
 - ***Any removal or relocation of the projecting signs, for any reason, will be done at no cost to the City; and***
 - ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting signs, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***
- C. Request for License from Georgia Hughes, owner of Georgia's Spa Boutique for property located at 90 Fleet Street for a projecting sign on an existing bracket ***(Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Georgia Hughes, owner of Georgia's Spa Boutique for 1 projecting sign at property located at 90 Fleet Street and, further, authorize the City Manager to execute License Agreements for this request)***

Planning Director's Stipulations:

- ***The licenses shall be approved by the Legal Department as to content and form;***
- ***Any removal or relocation of the projecting signs, for any reason, will be done at no cost to the City; and***
- ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting signs, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***

12. Letter from Caitlyn Mosher Ellis, Alzheimer's Association, requesting permission to hold the annual Walk to End Alzheimer's at Strawberry Banke on Saturday, September 22, 2012 – On a roll call 3-5, motion to refer to the City Manager with power ***failed*** to pass. Councilor Coviello, Lown and Dwyer voted in favor. Assistant Mayor Lister, Councilors Kennedy, Smith, Thorsen and Mayor Spear voted opposed. *By action of the City Council the City Manager will inform the Alzheimer's Association that the request has been denied and recommend they choose another date and route for the walk.*

13. Conveyance from Service Credit Union to the City of Land for a Connector Road between Lang and Longmeadow Roads, and Reciprocal Drainage Easement – Voted to accept the land for the connector road and authorize the City Manager to execute the necessary deeds for the conveyance and easement.

14. Sale or Ground Lease of Connie Bean Center – Moved to authorize the City Manager to negotiate and execute the sale with appropriate covenant restrictions in the deed.

Moved to amend the motion by adding the requirement of the City Manager to come back before the City Council with any proposed sale.

Voted to postpone action on this matter and hold a public hearing at the July 16, 2012 City Council meeting on the disposition of 143 Daniel Street (Connie Bean Center) by sale or long-term ground lease.

15. Renewal of Transportation Agreement Re: Mark Wentworth Home d/b/a/ Wentworth Connections – Voted to renew the Transportation Agreement, as presented.

16. Request to Establish City Council Retreat – City Manager Bohenko will come back to the Council with recommend dates for an October Retreat.

17. Report Back Re: Dennett Street – Voted to accept the report back from the Planning Board and, further, authorize the City Manager to execute any appropriate agreements.

18. Landscaping at City Hall – Mayor Spear requested that City Manager Bohenko come back to the Council with suggested improvements to our buildings and City Hall.
19. Appointments to be Considered – The City Council considered the appointments of Paul Ambrose and Shelley Saunders to the Conservation Commission as Alternate members and appointment of Aaron Lawson to the Taxi Commission. These appointments will be voted on by the City Council at the July 16, 2012 meeting.
20. Parking and Traffic Safety Committee Action Sheet and Minutes of June 14, 2012 meeting – Voted to approve and accept the action sheet and minutes of the June 14, 2012 Parking and Traffic Safety Committee meeting. Councilor Kennedy voted opposed.
21. Adjournment – At 9:45 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, CMC/CNHMC
City Clerk