

TO: JOHN P. BOHENKO, CITY MANAGER
FROM: VALERIE A. FRENCH, DEPUTY CITY CLERK
RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON NOVEMBER 13, 2012, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE
PRESENT: MAYOR SPEAR, ASSISTANT MAYOR LISTER, COUNCILORS KENNEDY, NOVELLINE CLAYBURGH, LOWN, DWYER, SMITH AND THORSEN
ABSENT: COUNCILOR COVIELLO

1. At 6:15 p.m. a Work Session was held regarding the FY 14 Budget.
2. Proclamation – Portsmouth Music and Arts Center – Assistant Mayor Lister read the Proclamation which was accepted by Russ Grazier Jr. with thanks and appreciation.
3. Proclamation – Small Business Saturday in Portsmouth – Councilor Dwyer read the Proclamation encouraging people to shop independently owned businesses the Saturday after Thanksgiving.
4. Presentation – Memorial Bridge Illumination Committee – Ben Porter, member of the Illumination Sub-Committee, Memorial Bridge Public Outreach Committee, gave a presentation regarding the proposed illumination ideas for the Memorial Bridge and the progress to date in their fundraising efforts. **Voted** to suspend the rules to take action on this Item. **Voted** to authorize the City Manager to bring back to the Council at the December 3, 2012 Meeting, a proposal to establish a Trust Fund for the Memorial Bridge Illumination Project.
5. Public Comment Session – There were three speakers: Tom Carroll (Scrap Metal Issue), Alissa Gold Jacobs (Parking Garage) and Joel Carp (City Manager’s role on the PDA)
6. Public Hearing – Proposed Ordinance Amending Chapter 7, Article IX, Section 7.901 (E) – Penalties of the City Ordinances to Amend Section 7.105 (A) Parking Violation – Expired Meter Fine Amount from \$10.00 to \$15.00 – The Mayor opened the public hearing and seeing **no one wishing to speak**, closed the public hearing. **Voted** to pass second reading and schedule a third and final reading of the proposed Ordinance, as presented, at the December 3, 2012 City Council Meeting.
7. Acceptance of Police Department Grants/Donation: **Voted** to approve and accept the Grants and Donation to the Portsmouth Police Department as listed.
 - NH Department of Highway Safety Grant for “Operation Safe Commute” patrols - \$4,950.00
 - US Department of Justice Grant for the FY12 Internet Crimes Against Children Task Force continuation - \$237,531.00
 - Scholarship Grant to Emergency Communications Manager Gil Emery from APCO International for digital training - \$500.00
 - Donation from The Friends of the South End Neighborhood Association in support of the Police Explorer Cadets - \$400.00

8. Acceptance of Donation Re: Bench – **Voted** to approve and accept the donation for a bench, as presented.
9. Acceptance of Donation from Liberty Mutual Insurance – Voted to authorize the City Manager to accept and expend a donation from Liberty Mutual Insurance for improvements to Peirce Island.
10. Third and Final Reading of Proposed Ordinance which would amend the Zoning Ordinance, Chapter 10, to Rezone 143 Daniel Street (former Connie Bean Property) from Municipal to Central Business B (CBB) and also, to place that property in the Downtown Overlay District (DOD – **Voted** to pass third and final reading of the proposed Ordinance Amendments, as presented.
11. Consent Agenda –**Voted** to adopt the Consent Agenda.
 - A. Request for Approval of Pole License to install 2 poles located on Maplewood and Woodbury Avenues (***Anticipated action – move to approve the aforementioned Pole License Agreement as recommended by the Public Works Department with the approval conditioned upon amendment of the license to allow for the collection of any lawfully assessed real estate taxes***)
 - B. Request for Approval of Pole License to install 5 poles, 4 located on Woodbury Avenue and 1 located on Maplewood Avenue (***Anticipated action – move to approve the aforementioned Pole License Agreement as recommended by the Public Works Department with the approval conditioned upon amendment of the license to allow for the collection of any lawfully assessed real estate taxes***)
 - C. Request for License from Robin Brownson owner of Orange Leaf Frozen Yogurt, for property located at 218 State Street for a projecting sign on a new bracket (***Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Robin Brownson owner of Orange Leaf Frozen Yogurt, for a projecting sign at property located at 218 State Street on a new bracket 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***

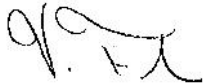
- D. Request for License from Dana Deniro owner of Lunachics, for property located at 65 Bow Street for a projecting sign on an existing bracket (***Anticipated action – move to accept the recommendation of the Planning Director with the aforementioned stipulations and approve the request of Dana Deniro, owner of Lunachics, for a projecting sign at property located at 65 Bow Street on an existing bracket 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 Zachary Taylor and Alex Marshall, Santa Ski New England 2012, requesting permission to hold a fundraising event on Saturday, December 1, 2012 at the Isles of Shoals Steam Ship Company located at 315 Market Street to raise food and money donations for three local food pantries, Footprints, Table of Plenty, and Operation Blessing - **Voted** to accept and place on file.
13. Prescott Park Docks– **Voted** to approve the Policy for the Prescott Park Docks for the 2013 boating season, as presented.
14. New Castle Avenue Dock Revocable License Agreement for Priscilla Semprini– **Voted** to approve the New Castle Avenue Dock Revocable License Agreement for Priscilla Semprini, as presented, **and further**, authorize the City Manager to execute the Agreement.
15. Report Back Re: Proposed Amendments to Zoning Ordinance Relative to Exemptions from Certificate of Approval in the Historic District – **Voted** to authorize the City Manager to Bring back for first reading the proposed Ordinance amendment, as presented, at the December 3, 2012 City Council Meeting.
16. Proposed Ordinance Amendment – Building Height – **Voted** to refer the aforementioned matter to the Planning Board for a report back to Council.
17. Acceptance of Easements and Quitclaim of Abandoned Lines – **Voted** to authorize the City Manager to negotiate and convey the property interests identified in Exhibit A.

18. Consideration of Appointments of Marc Stettner to the Peirce Island Committee, John Bosen to the Economic Development Commission and Ernestine Greenslade to the Library Board of Trustees – The aforementioned appointments were considered and will be voted at the December 3, 2012 City Council Meeting.
19. Appointments to be voted: **Voted** to appoint Karina Quintans to the Planning Board as an alternate, term to expire 12/31/14, reappoint Robert Marchewka to the Economic Development Commission, term to expire 10/01/16, and reappoint Jeffrey Mountjoy to the Housing Endowment Fund, term to expire 06/01/15.
20. Resignations – **Voted** to accept with thanks and appreciation for service the resignations of Tim Allison and Lisa DeStefano from the Economic Development Commission and Brian Groth from the Planning Board (alternate).
21. Resolution Supporting USS Thresher Memorial and Request to Donate \$1,000.00 for the USS Thresher Memorial Project from the Contingency Fund – **Voted** to adopt the Resolution in Support of the USS Thresher Memorial and further, donate \$1,000.00 for the Thresher Memorial Project from the Contingency Fund.
22. Parking and Traffic Safety Committee Action Sheet and Minutes of the October 11, 2012 meeting – **Voted** 7-1 to accept the action sheet and minutes of the October 11, 2012 Parking and Traffic Safety Committee meeting. Councilor Kennedy voted opposed.
23. Adjournment – At 8:45 p.m., voted to adjourn.

Respectfully submitted by:



Valerie A. Frnch
Deputy City Clerk