

TRUSTEES OF THE TRUST FUNDS
CITY OF PORTSMOUTH, NEW HAMPSHIRE
MINUTES OF MARCH 7, 2013 MEETING

A regular meeting of the Trustees of the Trust Funds for the City of Portsmouth, New Hampshire was held on March 7, 2013 at the 4th Floor Law Library at Portsmouth City Hall. The meeting was called to order at 7:31 a.m.

Present were Trustees Phyllis Z. Eldridge, Dana S. Levenson and Thomas R. Watson. Also present were Michael Warhurst, Robert Sullivan, Katharine Crawford and Ben Anderson.

The minutes of the February 21, 2013 meeting were reviewed and, upon motion duly made and seconded, were approved.

Payroll and operating expense checks were reviewed and signed.

The Trustees reviewed and discussed the financial reports for the period ending February 28, 2013.

The Trustees next considered the request from the Thresher Base United States Submarine Veterans to use the south pier at Prescott Park for a wreath laying ceremony and 21-gun salute as part of an event commemorating the 50th anniversary of the sinking of the USS Thresher on April 6th. A representative of that organization, Kevin Galeaz, was scheduled to attend the meeting but was unable to do so. Concern was expressed about the ceremony being in the nature of "political" speech which, by Park policy, is limited to the public forum area of the Park, which includes the north pier. After further discussion, the Trustees unanimously resolved to deny the request for use of the south pier for the ceremony but approve the use of the north pier for the event.

Mr. Warhurst presented his Park Report. He reported that he is waiting on a second bid before proceeding with the purchase of the replacement mower for the Park. He also reported that sealed bids for the repair and restoration work to be done on the Shaw Building are scheduled to be opened on March 14th.

Mr. Warhurst reported on the receipt of a request by Andrew Thiel, one of the organizers of the J 24 Regatta, that the Trustees reduce the normal daily user fee for its docks from \$30 to \$15 for participants in the Regatta during the two-day event this summer. After further discussion, the Trustees unanimously approved the request for up to seven vessels.

Mr. Warhurst reported that he had recently participated in a site walk of the Park with Diane Foley and Jameson French whereat a site was chosen for a planting in memory of former Trustee, Jay Foley, and that he is working with them on the selection of the planting.

Mr. Warhurst reported on the receipt of a request by one of the boat owners chosen to receive a seasonal dock permit in 2013 to reduce the required liability insurance from \$300,000 to \$100,000. After discussion, the request was unanimously denied.

Mr. Warhurst also reported on the receipt of a request from the United States Navy for use of Four Tree Island on July 13th for a social event following the Changing of Command Ceremony at the Shipyard. After discussion, the request was unanimously approved.

Ben Anderson and Katharine Crawford appeared on behalf of Prescott Park Arts Festival requesting the approval of a second performance date for students participating in Camp Encore and for approval of the overall schedule of PPAF for 2013. Mr. Anderson explained that the schedule previously distributed envisioned a second performance of the student musical on August 2nd but the calendar erroneously described it as a community event. It has been corrected on the most recent version of the calendar. After further discussion, the Trustees unanimously approved amending the conditions imposed upon their approval of Camp Encore to allow for two student performances at the conclusion of the camp, one on August 2nd and the other on August 4th.

A discussion then ensued on PPAF's schedule of events for the entire season. The Trustees reiterated their previously expressed concerns about the increasing burdens on the Park resulting in its increasing use, including more evenings and afternoons being devoted to events. Mr. Levenson expressed his concern that the proposed schedule includes Shakespeare plays on two Tuesday evenings, days that have traditionally been "days off" for the Park. Ms. Eldredge expressed her concern that movie nights are now being scheduled into September. Mr. Anderson responded that the September dates are viewed as "rain dates" because, typically, one or more of the movie nights during the summer are cancelled due to inclement weather. After further discussion, upon motion duly made and seconded, the Trustees unanimously approved evening performances on Tuesday, July 30, and Tuesday, August 6 in 2013, on a trial basis, with the understanding that the approval may not be considered implied approval for Tuesday events in future years. Also, after further discussion, the Trustees unanimously approved the PPAF schedule for 2013 as presented to the Trustees.

Mr. Sullivan reported on the receipt of a request by the Portsmouth Fire Department to tie up its fireboat at the Prescott Park docks this summer. After discussion, Mr. Sullivan was asked to contact the Fire Department and invite it to send a representative to the next meeting of the Trustees to further explain and respond to questions concerning its request and the requirements of the vessel.

Mr. Sullivan also reported on the status of the efforts to create a Memorial Bridge Illumination Trust, to be managed by the Trustees, the funding from which would be used to purchase and maintain the lighting equipment to be used in illuminating the new Memorial Bridge. He explained the circumstances which had resulted in delays in the establishment of the trust and the need to now move forward on an expedited basis. He anticipated meeting with and receiving approval from Kittery Town Council for the trust in the very near future and the possibility that the trust would need to be established before the Trustees meet again. After further discussion, Mr. Sullivan was asked to circulate a copy of the proposed trust document to

the Trustees for their review and if further action is required before the next meeting, the Trustees will endeavor to schedule a special meeting or make other arrangements for final approval and execution of the trust.

The chair reported that the next meeting will take place on April 4, 2013.

There being no further business, upon motion duly made and seconded, the meeting was adjourned at 9:23 a.m.

A handwritten signature in black ink, appearing to read 'Thomas R. Watson', is written over a horizontal line. The signature is stylized with a large initial 'T' and 'W'.

Thomas R. Watson, Secretary