

TRUSTEES OF THE TRUST FUNDS
CITY OF PORTSMOUTH, NEW HAMPSHIRE
MINUTES OF APRIL 18, 2013 MEETING

A regular meeting of the Trustees of the Trust Funds for the City of Portsmouth, New Hampshire was held on April 18, 2013 at the 4th Floor Law Library at Portsmouth City Hall. The meeting was called to order at 7:33 a.m.

Present were Trustees Phyllis Z. Eldridge, Dana S. Levenson and Thomas R. Watson. Also present were Michael Warhurst, Robert Sullivan, David Allen, Molly Bolster, Caroline Ambort and Julia Walker.

The minutes of the April 2, 2013 meeting were reviewed and, upon motion duly made and seconded, were approved.

Payroll and operating expense checks were reviewed and signed.

Mr. Sullivan presented the final version of the Trust Agreement for the Memorial Bridge Illuminating Trust. After review, it was approved and executed by Ms. Eldridge on behalf of the Trustees.

Molly Bolster appeared on behalf of The Gundalow Company. She presented the Trustees with a check for \$200.00 as a contribution from the Company toward the cost of the bathroom supplies utilized by patrons of The Gundalow last season. Ms. Bolster also gave a brief report on the coming season for the Gundalow, noting that the Company has already had 53 school classrooms sign up for sail tours.

Ms. Bolster also reported on the receipt of a naval survey of the *Edward H. Adams*. The survey revealed the existence of a significant number of conditions which prevent the vessel from obtaining a certificate from the U.S. Coast Guard necessary for continued use in open waters. She revealed that the cost estimate for addressing the conditions was approximately \$500,000, rendering the effort economically unfeasible. As a result, the Company proposes to convert the *Edward H. Adams* to a floating dock that would be affixed to the piers adjacent to Prescott Park in replacement of the existing dock. She explained the advantages to the Company in doing so. Mr. Sullivan expressed his concern about a number of items associated with such conversion including the responsibility and cost of the ultimate disposal of the vessel when it becomes no longer suitable for serving as a dock. Mr. Levenson noted that The Gundalow Company's use of the Park has yet to be committed to a formal written agreement and suggested that the use of the *Edward H. Adams* as a dock ought to be incorporated into that agreement. After further discussion, the Trustees determined to defer consideration of The Gundalow Company's request until Mr. Sullivan is able to complete his draft of the agreement.

Caroline Ambort appeared on behalf of the Fairy House Tour ("FHT"). She provided an update on the proposed wreath exhibit in the Sheafe Warehouse in conjunction with the annual House Tour. She reported that the proceeds from the sale of the wreaths will continue to go

toward the *End 68 Hours of Hunger* program. However, FHT would now like to sell the wreaths through a raffle as part of the exhibit. FHT requested approval from the Trustees to set up a folding table in the paved area adjacent to the Warehouse for the *End 68 Hours of Hunger* group to provide information about its organization. FHT agreed that no raffle tickets will be sold at the Sheafe Warehouse or in Prescott Park. They will all be sold at the off-premises ticket booths established for the House Tour. FHT also agreed that there will be no on-site signage for sponsors of the exhibit. All sponsorship information will be contained in the House Tour program only.

Julie Walker, Transportation Planner for the City of Portsmouth, next addressed the Trustees. She explained that the City has received grant monies which will allow it to expand the use of bicycle racks in the City, including at Prescott Park. She presented plans for possible locations for the racks within the Park and photos of the types of racks which are available. A question and answer and discussion period thereafter followed. The Trustees expressed their preference for bike racks to be located on the peripheries of the Park, particularly near the entrances. They did not favor locating racks in the interior of the Park as they might cause bicycle riders to increase riding on the paths and walkways. After further discussion, the Trustees approved the installations of bicycle racks (a) in the northerly lawn area immediately adjacent to the entrance to the north parking lot; (b) in the lawn area to the right of the main pedestrian entrance to the Park; and (c) in the corner of the Park adjacent to Mechanics Street and the ramp to the bridge to Pierce Island. Of the installation options to the Trustees, they expressed their preference for the "rail mount" version with the rails to be temporarily installed below the surface (e.g., four inches) and mulch used to cover the installation. The Trustees rejected using poured concrete footing or concrete pads at this time.

Ms. Eldridge reported on the receipt of a written request by Doug Bates on behalf of the Greater Portsmouth Chamber of Commerce to utilize Four Tree Island for its annual dinner whose theme this year will be a celebration of the opening of the new Memorial Bridge. The request confirms that there will be no alcoholic beverages served or brought onto the island and the Chamber agrees to comply with all city codes and ordinances in staging the event. As presently proposed, the date for the event will coincide with the opening of the Memorial Bridge to traffic, a date that will likely not be able to be established until shortly before the opening. Mr. Warhurst reported that he has already begun to accept reservations for use of the grills on Four Tree Island during the months of July and August. To date, they have all been requests for weekend use. He expressed concern about not being able to accept reservations due to the uncertain timing of the Chamber's annual dinner. After further discussion, the Trustees unanimously approved the request of the Chamber of Commerce to hold its annual dinner on Four Tree Island subject to the agreement that there will be alcoholic beverages served or brought onto the island and that the event will be held subject to other Prescott Park policies including that no ticket sales or solicitations will take place on-premises and no sponsor signage or banners will be installed on-premises. The approval is also subject to the request that the Chamber work with Mr. Warhurst in trying to narrow down possible dates or days of the week for the annual dinner so as to minimize the impact upon members of the public who would otherwise wish to utilize the island.

Mr. Warhurst next presented his Park Report. He first distributed a proposed revised Public Forum Policy which had been prepared by Mr. Sullivan at the Trustees' request. The revised policy includes a new provision which provides that no solicitation shall take place in the Park in conjunction with events in the public forum area. After discussion, the Public Forum Policy, as so revised, was unanimously adopted by the Trustees.

Mr. Warhurst reported on the receipt of a request by the New Hampshire Green Party, Idle No More and Occupy New England groups to utilize the public forum area of the Park as a staging area for people to gather in conjunction with a sidewalk march which the groups intend to conduct on April 28, 2013. After discussion, the request was unanimously approved subject to all policies of the Park governing public forum area.

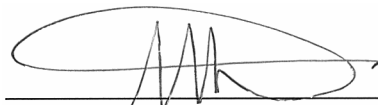
Mr. Warhurst reported on the receipt of a request by Erin Cass, chief instructor of Portsmouth Aikido to conduct an aikido demonstration in the Park on June 8, 2013 in conjunction with Market Square Day. According to Mr. Cass, there will be no charge for attendance at the event. After further discussion, the request was approved subject to the condition that there be no more than one demonstration during the day and that it be subject to all other rules and policies governing such events.

Mr. Warhurst reported on his receipt of a request by Alyssa Mannina for a memorial bench in the Park in memory of Louis R. Laorenza. After discussion, the Trustees unanimously approved the request subject to payment of the required fee and final approval of the proposed inscription.

Mr. Warhurst reported on the receipt of a request by Diane Foley to install a plaque on the tree to be planted in memory of Jay Foley. After further discussion, the request was unanimously denied as inconsistent with the Park's policies concerning such memorials.

The chair reported that the next meeting will take place on May 2, 2013.

There being no further business, upon motion duly made and seconded, the meeting was adjourned at 9:18 a.m.



Thomas R. Watson, Secretary