

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, JULY 13, 2015, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR LISTER, ASSISTANT MAYOR SPLAINE, COUNCILORS SHAHEEN, KENNEDY, LOWN, DWYER (via conference call), MORGAN, SPEAR AND THORSEN

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1. At 6:30 p.m., an Anticipated "Non-Meeting" with Counsel was held Re: Negotiations with School Clericals – RSA 91-A:2, I (b).
2. Presentation – Edward McDonough, Superintendent of Schools – Superintendent of Schools McDonough was presented by Mayor Lister, City Manager Bohenko and City Council with a City of Portsmouth chair in recognition for his years of service to the City with well wishes in his new endeavor. Superintendent of Schools McDonough accepted the chair and well wishes with thanks and appreciation.
3. Acceptance of Minutes – June 15, 2015 – On a unanimous roll call 9-0, **voted** to accept and approve the minutes of the June 15, 2015 City Council meeting.
4. Public Comment Session – There were 21 speakers: Joseph Toolan (Support for Bill to Establish Consumer Testing Corporation); Bob Shouse (Two-Way Streets); Bess Mosley, Alain Jousse, Becky McBeath, Michael Frandzel, George Dempsey, Joe Onosko (Police Commission); Tammy Geweher, Steve Little, Jeffrey Cooper, Michele Duval, Jo-Ann Lepore (Short Term Vacation Rentals/AIRBNB); Anthony DiLorenzo (North End & West End Zoning); Peter Somssich (Mayors for Peace Letter); Bill St. Laurent (Purchase Banfield Road Property); Lenore Weiss Bronson (Lonza & Woodbury Avenue); Arthur Clough (Malfeasance); Erik Anderson (Blighted & Derelict Properties); Paul Mandle and Rick Becksted (Frank Jones Property).
5. Public Hearing – Proposed Charter Amendment #1 which would allow for the Mayor to be an Elected Position with the candidates for Mayor being limited to those persons who are also candidate for the City Council – Held a Public Hearing. On a roll call 5-4, **voted** that subject to state review required by RSA 49-B:5 proposed Charter Amendment #1 be placed on the ballot for the November 3, 2015 election. Councilors Shaheen, Lown, Dwyer, Spear and Mayor Lister voted in favor. Assistant Mayor Splaine, Councilors Kennedy, Morgan and Thorsen voted opposed.
6. Public Hearing - Proposed Charter Amendment #2 which would expand the membership of the Police Commission from three (3) members to five (5) members by the addition of the Mayor and the City Manager or their respective Designees – Held a Public Hearing. On a roll call 8-1, **voted** that subject to state review required by RSA 49-B:5 proposed Charter Amendment #2 be placed on the ballot for the November 3, 2015 election. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Lown, Dwyer, Spear, Thorsen and Mayor Lister voted in favor. Councilor Morgan voted opposed.

7. Public Hearing – Proposed Charter Amendment #3 which would eliminate the Police Commission so that the Police Department would be administered under the Council/Manager form of government in the same manner as any regular City Department and which would provide the City Council with authorize to create a Civilian Police Review Board by Ordinance to investigate complaints by members of the public concerning misconduct of Police Officers – Held a Public Hearing. On a roll call vote 3-6, motion that subject to state review required by RSA 49-B:5 proposed Charter Amendment #3 be placed on the ballot for the November 3, 2015 election **failed** to pass. Councilors Lown, Dwyer and Spear voted in favor. Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Morgan, Thorsen and Mayor Lister voted opposed.
8. Public Hearing – Proposed Charter Amendment #4 which would expand the membership of the three (3) member Police Commission to five (5) members by the addition of the City Manager and a member to be selected by the City Council and which would provide the City Council with authority to create a Civilian Police Review Board by Ordinance to investigate complaints by members of the public concerning misconduct of Police Officers – Held a Public Hearing. On a roll call 4-5, motion that subject to state review required by RSA 49-B:5 proposed Charter Amendment #4 be placed on the ballot for the November 3, 2015 election **failed** to pass. Assistant Mayor Splaine, Councilors Shaheen, Morgan and Thorsen voted in favor. Councilors Kennedy, Lown, Dwyer, Spear and Mayor Lister voted opposed.
9. On a unanimous roll call 9-0, voted to suspend the rules in order to continue the meeting beyond 10:00 p.m. *Vote was taken at 11:25 p.m.*
10. Public Hearing - Ordinance amending Chapter 7, Article II – Taxicabs by deleting Article II in its entirety and replace with a new Article II entitled Transportation Services (New Proposed Amended Language) (Tabled from the June 15<sup>th</sup> City Council meeting) – Held a Public Hearing. On a roll call 6-3, **voted** to amend the motion and request the Taxi Commission report back by November 15, 2015, on the status of the ordinance and any changes that may be necessary. Assistant Mayor Splaine, Councilors Shaheen, Lown, Dwyer, Spear and Thorsen voted in favor. Councilors Kennedy, Morgan and Mayor Lister voted opposed.

On a roll call 6-3, voted to pass second reading with the new proposed amended language of the ordinance, as amended. Assistant Mayor Splaine, Councilors Shaheen, Lown, Dwyer, Spear and Thorsen voted in favor. Councilors Kennedy, Morgan and Mayor Lister voted opposed.

11. Adjournment – At 12:45 a.m., On a unanimous voice vote 9-0, **voted** to reconvene the City Council meeting on Monday, July 20, 2015 at 7:00 p.m.

Respectfully submitted by:

Kelli L. Barnaby, MMC, CMC, CNHMC  
City Clerk