

CITY COUNCIL MEETING

MUNICIPAL COMPLEX
DATE: MONDAY, AUGUST 3, 2015

PORTSMOUTH, NH
TIME: 6:00PM

At 6:00 p.m., a Work Session was held regarding North End Character-Based Zoning.

I. CALL TO ORDER

At 7:20 p.m., Mayor Lister called the regular City Council meeting to order.

II. ROLL CALL

Present: Mayor Lister, Assistant Mayor Splaine, Councilors Shaheen, Kennedy, Dwyer, Morgan, Spear (8:20 a.m.) and Thorsen

Absent: Councilor Lown

III. INVOCATION

Mayor Lister asked everyone to join in a moment of silent prayer.

IV. PLEDGE OF ALLEGIANCE

Harold Whitehouse led in the Pledge of Allegiance to the Flag.

V. ACCEPTANCE OF MINUTES – JUNE 29, 2015 AND JULY 13, 2015

Councilor Shaheen moved to approve and accept the minutes of the June 29, 2015 and July 13, 2015 City Council meetings. Seconded by Councilor Kennedy and voted.

MAYOR'S AWARD

1. Reverend Dawn Shippee

Mayor Lister presented Reverend Dawn Shippee with a Mayor's Award in recognition of her service to the City as the Reverend of the North Church and to wish her the best in her retirement. Reverend Shippee extended her thanks and appreciation for the Mayor's Award and the kind words that have been said to her over the last few weeks. She said the people of this City seek to be friends to one another.

PRESENTATION

1. Wastewater Treatment Facility Cost Saving Options

City Engineer Terry Desmarais and Mark Laquidara, AECOM Representative provided a presentation to the City Council regarding the Wastewater Treatment Facility Cost Saving Options.

Dr. Laquidara reviewed his resume with the City Council outlining his many achievements. He advised the Council that ACECOM is a global firm specializing in Wastewater and Water Treatment. He said they are ranked #1 in Engineering Design Firm in the World 2009-current. Dr. Laquidara indicated that they focus on Innovative//Alternative Nutrient Removal Systems. He reported that the BAF technology is the right process for the City and considered new and innovative as well as 21st century technology which has a proven operational track record.

City Engineer Desmarais reviewed overall project costs and upgrade cost saving recommendations. He spoke to upgrade cost components with a total cost of \$79.8 million, capital replacement costs are \$25.3 million and other upgrade items at \$54.5 million.

Recommended Cost Reduction Items

<i>Item</i>	<i>Estimated Cost Reduction (\$Million)</i>
Close Island (at Four Tree Island) During Construction	(\$0.4)
Eliminate Odor Control	(\$1.8)
Increase Height of BAF to 33-feet	(\$2.2)
Use Gray Textured Façade on Portions of BAF	(\$0.2)
Use Overhead Electric from Pool to Facility	(\$0.7)
Use Exterior Finish Insulation System	(\$0.5)
Subtotal Reduction Items	(\$5.6)
Secondary Only Treatment	(\$6.5)
Total Reduction Items	(\$12.3)

City Engineer Desmarais spoke on the impact from normal wear and tear and other construction project needs to be considered for the roadways. He reported that the potential paving cost range from \$0.75M to \$0.95M. He reviewed the Peirce Island Road Bridge and said that the potential replacement cost range is \$5M to \$7M and could be eligible for NHDOT Municipal Bridge Aid Program with 80% Grant Funding.

Deputy City Attorney Woodland spoke to a letter received by the EPA stating that the draft permit will include a monthly average total nitrogen limit of 8 mg/l for the Peirce Island Wastewater Treatment Facility. She stated that the EPA feels some level of nitrogen removal is necessary. She indicated that AECOM has been designing the plant on a seasonal rolling average and we do not yet know what it would mean for a monthly average and staff is concerned it may need a larger plant. Deputy City Attorney Woodland said we are at 90% design of the plant by the end of the month.

Councilor Kennedy asked where the BAF is currently being used. Dr. Laquidara reported in several locations in Connecticut, New York, and Maryland, but he would provide a complete list in the United States where the BAF technology is being used.

City Manager Bohenko said we had reviewed different technology but we are staying in the fence line for the reason to preserve the island and the reason for choosing BAF and AECOM wanted us to go to a larger more traditional plant to stay in the fence line was a decision of the City Council in the beginning.

City Manager Bohenko said he would hold off on any changes because we may need to go outside the fence line. Councilor Kennedy said it is not ok to go outside the fence line. City Manager Bohenko said that we would push hard for the seasonal rolling average. He said he would not ask for any votes this evening.

Councilor Shaheen said the community made the commitment to go from 8mg/l to 3mg/l. Engineer Desmarais said the lower it goes the harder it is to meet.

Don Shulton of AECOM spoke to the components of the BAF technology. He said it can get down to 3 mg/l but there are some issues with nitrogen and the BAF. He said however, we did not pilot test the plant at those limits during the testing process. He also stated that the limit of technology is at 3 mg/l.

Councilor Dwyer said the difference from 8mg/l and 3mg/l is a difference of operational costs not construction costs.

Mr. Shulton reported that there is no capital investment needed.

Councilor Dwyer does not feel we will get to the point for certainty. She said we need to move ahead with what we know currently.

Councilor Kennedy spoke in opposition to closing Peirce Island. She would like to know why we are going from 25 ft to 33 ft and what the benefits are. City Manager Bohenko said we would save \$2.2 million in costs.

Mayor Lister reminded the Council that we would not take a vote on this matter this evening.

VI. PUBLIC COMMENT SESSION

Mayor Lister said due to the number of speakers, each person would be allowed 2 minutes to speak.

Steve Little said the City needs to allow AIRBNB throughout the entire City. He stated that there are currently 461 operating in the City and only 3 properties have received cease and desist orders. He inquired if the Legal Department has issued orders to those property owners that spoke at the last Council meeting regarding their operation of AIRBNB's.

Roy Helsel asked how many business owners live in the City of Portsmouth. He also asked who will pay the costs associated with the HHPG which is currently deteriorating.

Joanne Pipkin spoke in favor of UBER operating in the City. She said technology is driving this industry and that this is about choice of what consumers would like to use.

Anthony DiLorenzo feels that the Character-Based Zoning is restrictive and does not feel it is economic to build a 2 ½ to 3 story structure. He presented the City Council with a petition containing 83 signatures requesting the Council support six-big ideas that came out of the Northern Tier public charrette earlier this year.

John Palreiro said he supports ride sharing as long as everyone follows the regulations. He said federal laws are being broken every time UBER crosses from NH into ME because of the lack of insurance.

Merle White said he was not given an opportunity to express his opinions at the last Taxi Commission meeting because they were unable to meet due to a lack of quorum. He spoke to the State of California fining UBER \$7.3 million for failure to comply with ADA regulations. He stated that there are 25 UBER cars in the City currently and they are soliciting rides, which is a violation.

Susan Frandtz said she has emailed the City Council and City Attorney Sullivan regarding the wastewater treatment facility. She spoke to a recent ruling by the Supreme Court in Michigan regarding the EPA and wastewater treatment facilities.

Allen Norelli asked about the severance package that Corey MacDonald received from the Police Department. He was told by Commissioner Golumb the reason why Corey did not finish his time out was that the Commission felt it was better to start the process early to conduct the search for a new Deputy Police Chief. He said that Corey was not eligible for a severance payout.

Michele Duval spoke in support AIRBNB and said people in her neighborhood appreciate the operation she has. She stated that the proposed ordinance is an over reaction and home sharing is the future.

Arthur Clough said that Corey MacDonald was not eligible for a severance package. He asked if there was a written agreement for the package and said it should be made public.

Jeffrey Cooper spoke in support of AIRBNB and feels that regulations stifle local free enterprise. He said that AIRBNB allow people to visit communities they may not have been able to afford the cost of hotels.

Michael Landgarden spoke in favor of North End Zoning and design options. He said he does not want to see high end condominiums. He supports work force housing and contemporary design buildings.

Elise Haughbacker spoke in support of AIRBNB and home sharing. She said home sharing contributes to the local economy and allows people a different kind of experience.

George Dempsey spoke to Detective Kristyn Bernier saving the life of a local woman who turned out to have a very serious illness.

Jane Zill spoke regarding the severance package provided to Corey MacDonald and that it is an ethics problem. She said this is terrible for the rank and file officers and has impacted moral in the department. Ms. Zill said an investigation should be done on this matter.

John Murtha spoke in support of allowing taller buildings in the downtown and that height provides texture to the sky line.

VII. PUBLIC HEARINGS

- A. ORDINANCE AMENDING CHAPTER 11, ARTICLE II, SECTION 11.216:B – SEWER USER CHARGES/RECORDS/HOOK-UP BY THE ELIMINATION OF IRRIGATION METERS

Mayor Lister read the legal notice, declared the public hearing open and called for speakers.

Colby Gamester said in 1997 the meter separation came into effect. He said he has a multi-family home and feels the existing ordinance should remain preserved and expanded for others. He said other communities allow all property owners to separate the meters.

Carl Diemer spoke opposed to the Ordinance and said he is an irrigation user and is opposed to a sewer charge. He said it is hard to charge a taxpayer for something they could use or utilize.

Richard Gamester asked the City Council how the home owners will be notified of this change. He finds the irrigation meters to be useful and asked the City Council to vote against the ordinance.

No further speakers, Mayor Lister declared the public hearing closed.

- B. ORDINANCE AMENDING CHAPTER 7, ARTICLE I, SECTION 7.1 – PARKING METERS, SECTION 7.102 PARKING METER ZONES (A) DOWNTOWN HIGH OCCUPANCY ZONE – PARKING RATE SHALL BE ONE DOLLAR AND SEVENTY-FIVE CENTS (\$1.75) PER HOUR AND (B) PARKING IN ALL OTHER PARKING METER ZONES SHALL BE AT THE RATE OF ONE DOLLAR TWENTY-FIVE CENTERS (\$1.25) PER HOUR AND EASYPARK RESIDENT DISCOUNT

Mayor Lister read the legal notice, declared the public hearing open and called for speakers.

Paul Mandle spoke in favor of raising the meter rates for downtown. He would like the City to change many of the streets to diagonal parking and that change could increase fees by \$400,000.00, which could be ear marked for repairs to the High Hanover Parking Garage.

No further speakers, Mayor Lister declared the public hearing closed.

- C. ORDINANCE AMENDING CHAPTER 10 – ZONING ORDINANCE BY THE ADDITIOIN OF CHARACTER-BASED ZONING NORTH END AS FOLLOWS:
- (1) DELETE THE EXISTING ARTICLE 5A – CHARACTER DISTRICTS IN ITS ENTIRETY AND INSERT IN ITS PLACE THE NEW ARTICLE 5A – CHARACTER DISTRICTS DATED “DRAFT – 4/15/2015”;
 - (2) AMEND ARTICLES 4, 5, 11, 12 & 15 OF THE ZONING ORDINANCE AS SET FORTH IN THE DOCUMENT TITLED “CONFORMING AMENDMENTS TO ZONING ORDINANCE” (DRAFT 4/14/2015); AND

- (3) AMEND THE ZONING MAP AS SET FORTH IN THE FOLLOWING MAPS CONSIDERED BY THE COUNCIL AT ITS MEETING ON APRIL 20, 2015:
- A. MAP 10.5A21A – CHARACTER DISTRICTS AND CIVIC DISTRICTS;
 - B. MAP 10.5A21B – BUILDING HEIGHT STANDARDS;
 - C. MAP 10.5A21C – SPECIAL REQUIREMENTS FOR FAÇADE TYPES, FRONT LOT LINE BUILDING & USES

Mayor Lister read the legal notice, declared the public hearing open and called for speakers.

Andy Livingston spoke to the height restrictions and said he is happy with work force housing. He indicated he does not see how it is economically viable to build only a 2-3 story structure in the North End.

? 52 Riverview Road spoke to heights of buildings in the City and feels there was support for tall buildings in the City. He feels the ordinance in its current state should be denied or amended.

Dixie Tarbell said the North End would allow more middle class and keep them here in the City. She feels that height is important and buildings should be higher.

Rick Becksted spoke to the water front step down and said he is opposed to higher structures. He said it is bars and restaurants that are profitable in the City. He spoke to there being no parking requirements for restaurants, which creates a real problem.

Steve Marchand said there are many things to like about the ordinance and we need to take some things with communal benefit.

Jerry Zelin thanked the Planning Department for their work on this ordinance. He said that this is an excellent product and endorses its adoption.

Zach Gray spoke on the height and feels you can't have it both ways. He said it is about options and that we are going to end up with more restaurants and high priced condominiums.

Peter Weeks said he attended the charrettes on the North End and hopes the City Council understands that this use would be an industrial area of the City and should not be treated like the downtown. He asked the City Council to oppose passing second reading this evening.

Rick Becksted said he has nothing against restaurants and bars he just feels there are too many in the City. He said these establishments are not paying for themselves, the money all goes to the State for room and meals tax.

Anthony DiLorenzo spoke to the need for density in the North End. He said he would need to build luxury condominiums if something is not changed in the ordinance for height.

Paul Mandle said during the charrettes there were very little people concerned with the height requirements for the ordinance. He said he supports contemporary as long as it has the chance to be historic. He spoke in support of the step down approach for the North End.

No further speakers, Mayor Lister closed the public hearing.

Mayor Lister called for a brief recess at 10:00 p.m.

Assistant Mayor Splaine moved to suspend the rules in order to continue the meeting beyond 10:00 p.m. with adjournment to take place at 11:00 p.m. Seconded by Councilor Morgan and voted.

Mayor Lister called the meeting back to order at 10:10 p.m.

VIII. APPROVAL OF GRANTS/DONATIONS

- A. Acceptance of Donation from Liberty Mutual Insurance - \$2,000.00

Councilor Kennedy moved to accept donation from Liberty Mutual Insurance, and further, that the funds be put towards cost associated with improvements needed in the City's cemeteries. Seconded by Councilor Shaheen and voted.

IX. CONSIDERATION OF RESOLUTIONS AND ORDINANCES

- B. First reading of Resolution for Borrowing Authorization of up to Six Million One Hundred Thousand Dollars \$6,100,000 for FY16 Citywide Bike/Pedestrian, Street, and Sidewalk Improvements

Councilor Kennedy moved to pass first reading and schedule a public hearing and adoption of a Bond Resolution for FY16 Citywide Bike/Pedestrian, Street, and Sidewalk Improvements in the amount of up to \$6,100,000.00 at the August 17, 2015 City Council meeting. Seconded by Councilor Shaheen and voted.

- C. First reading of Resolution for Borrowing Authorization of up to Six Hundred Thousand Dollars (\$600,000) for FY16 purchase of Fire Apparatus (Page 39 of CIP FY16-21)

Councilor Splaine moved to pass first reading and schedule a public hearing and adoption of a Bond Resolution for FY16 purchase of Fire Apparatus in the amount of up to \$600,000.00 at the August 17, 2015 City Council meeting. Seconded by Councilor Shaheen and voted.

- D. First reading of Resolution for Borrowing Authorization of up to Five Hundred Thousand Dollars (\$500,000) for FY16 School Facilities Improvements (Pages 50-51 of CIP FY16-21)

Councilor Shaheen moved to pass first reading and schedule a public hearing and adoption of a Bond Resolution for FY16 School Facilities Improvements (Pages 50-51 of CIP FY 16-21) in the amount of up to \$500,000.00 at the August 17, 2015 City Council meeting. Seconded by Councilor Kennedy and voted.

- E. First reading of Resolution for Borrowing Authorization of up to Four Million One Hundred Thousand Dollars (\$4,100,000) related to Water System Upgrades and Improvements

Councilor Kennedy moved to pass first reading and schedule a public hearing and adoption of a Bond Resolution for Water System Upgrades and Improvements in the amount of up to \$4,100,000.00 at the August 17, 2015 City Council meeting. Seconded by Councilor Morgan and voted.

- F. First reading of Resolution for Borrowing Authorization of up to Four Million Dollars (\$4,000,000) for FY16 Sewer System Upgrades

Councilor Dwyer moved to pass first reading and schedule a public hearing and adoption of a Bond Resolution for FY16 Sewer System Upgrades in the amount of up to \$4,000,000.00 at the August 17, 2015 City Council meeting. Seconded by Councilor Spear and voted.

- G. Second reading of Ordinance amending Chapter 11, Article II, Section 11.216:B - Sewer User Charges/Records/Hook-Up by the Elimination of Irrigation Meters

Councilor Spear moved to pass second reading and schedule a third and final reading at the August 17, 2015 City Council meeting. Seconded by Assistant Mayor Splaine.

Councilor Spear moved to amend the ordinance that it would take effect on January 1, 2016. Seconded by Assistant Mayor Splaine and voted.

Councilor Dwyer spoke about sustainability and asked if we explored separate meters for residents and businesses to increase the fees. Deputy Public Works Director Goetz said we could have a category called irrigation but sewer rates would be impacted.

City Manager Bohenko said we can't co-mingle the revenues for water in with the sewer rates.

City Manager Bohenko said if this ordinance was voted down customers would see a 15% increase for commercial properties.

Councilor Spear moved to amend the main motion to pass second reading and schedule third and final reading for the October 5, 2015 City Council meeting. Seconded by Councilor Shaheen and voted.

On a roll call 6-2, voted to pass second reading and schedule a third and final reading for the October 5, 2015 City Council meeting, as amended. Councilor Shaheen, Kennedy, Dwyer, Morgan, Spear and Mayor Lister in favor. Assistant Mayor Splaine and Councilor Thorsen voted opposed.

- H. Second reading of Ordinance amending Chapter 7, Article I, Section 7.1 – Parking Meters, Section 7.102 Parking Meter Zones (A) Downtown High Occupancy Zone – Parking Rate shall be one dollars and seventy-five cents (\$1.75) per hour and (B) Parking in all other parking meter zones shall be at the rate of one dollars twenty-five cents (\$1.25) per hour and EasyPark Resident Discount

Councilor Kennedy moved to pass second reading and schedule third and final reading of the proposed Ordinance for the August 17, 2015 City Council meeting, as presented. Seconded by Councilor Spear.

On a roll call 6-2, voted to pass second reading and schedule third and final reading of the proposed Ordinance for the August 17, 2015 City Council meeting, as presented. Councilors Shaheen, Kennedy, Dwyer, Spear, Thorsen and Mayor Lister voted in favor. Assistant Mayor Splaine and Councilor Morgan voted opposed.

- I. Second reading of Ordinance amending Chapter 10 – Zoning Ordinance by the addition of Character-Based Zoning North End as follows:
- (1) Delete the existing Article 5A – Character Districts in its entirety and insert in its place the new Article 5A – Character Districts dated “DRAFT – 4/15/2015”;
 - (2) Amendment Articles 4, 5, 11, 12 & 15 of the Zoning Ordinance as set forth in the document titled “Conforming Amendments to Zoning Ordinance” (Draft 4/14/2015); and
 - (3) Amend the Zoning Map as set forth in the following maps considered by the Council at its meeting on April 20, 2015:
 - a. Map 10.5A21A – Character Districts and Civic Districts;
 - b. Map 10.5A21B – Building Height Standards;
 - c. Map 10.5A21C – special Requirements for Façade Types, Front Lot Line Building & Uses

Councilor Kennedy moved that the City Council amend the form of the ordinance passed at first reading on July 20, 2015 by adopting the amendments proposed by the Planning Board at its meeting of July 16, 2015 and as discussed in the memo from the Planning Director dated July 22, 2015 and pass second reading and schedule third and final reading of the proposed Ordinance at the August 17, 2015, City Council meeting. Seconded by Councilor Spear.

Councilor Spear said he would like to increase the height in the subject area. He would like to have varied sky line.

Assistant Mayor Splaine said we could pass this ordinance this evening and revisit it at a later time. He said we need to get information on the ordinance and receive input from developers and the people that participated in the charrettes.

Councilor Shaheen asked to postpone due to people being away on vacation.

Councilor Kennedy said she disagrees and is not in favor of everything in the zoning ordinance.

Motion passed with Councilor Shaheen opposed.

- J. Third and final reading of Ordinance amending Chapter 7, by the addition of a new Article II – Transportation Services *(New Proposed Amended Language)*

Councilor Spear moved to pass third and final reading of the proposed Ordinance, as amended. Seconded by Assistant Mayor Splaine.

Assistant Mayor Splaine said he is concern with a different implementation. He would like the ordinance to become effective in 45 days.

City Attorney Sullivan agreed with Assistant Mayor Splaine on the effective date.

Assistant Mayor Splaine moved to suspend the rules in order to amend the ordinance. Seconded by Councilor Spear and voted.

Assistant Mayor Splaine moved to make the ordinance effective 45 days after adoption. Seconded by Councilor Shaheen and voted.

On a roll call 7-1, voted to pass third and final reading of the proposed Ordinance, as amended. Councilor Kennedy voted opposed.

X. CONSENT AGENDA

A MOTION WOULD BE IN ORDER TO ADOPT THE CONSENT AGENDA

- A. Acceptance of Donation to the Coalition Legal Fund:
- Town of Carroll - \$1,000.00
(Anticipated action – move to approve and accept the donation as listed, to be placed in the Coalition Legal Fund)
- B. Acceptance of Police Department Donations:
- Acceptance of Donations from David “Lou” Ferland to the Police Explorer Cadet Post from the purchase of his book, “Historic Crimes & Justice”
 - a.) Megan McNutt - \$20.00
 - b.) Laurie Anderson - \$40.00
- (Anticipated action – move to approve and accept the donations to the Portsmouth Police Department, as presented)***

- C. Letter from Barbara Massar, Pro Portsmouth, Inc., requesting permission to hold the following events:
- First Night Portsmouth 2016 – Thursday, December 31, 2015
 - Children’s Day, Sunday 1, 2016
 - 39th Annual Market Square Day Festival & 10k Road Race – Saturday, June 11, 2016
 - 14th Annual Summer in the Street, Saturday evenings 5:00 p.m. – 9:30 p.m. on June 25, 2016; July 2, 2016; July 9, 2016; July 16, 2016; July 23, 2016 and July 30, 2016
- (Anticipated action – move to refer to the City Manager with power)***
- D. Letter from Ralph DiBernardo, Sr., regarding the Transportation Services Ordinance and Uber’s background checks and insurance requirements
(Anticipated action – move to accept and place the letter on file)
- E. Letter from Holly Tennent and Melissa Mikulski, Bottomline Technologies, requesting permission to hold a 5k Road Race on September 12, 2015 at 9:00 a.m. at the Pease Tradeport for Families First ***(Anticipated action – move to refer to the City Manager with power)***

Councilor Shaheen moved to adopt the Consent Agenda. Seconded by Councilor Spear and voted.

XI. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. Letter from Brian Buchner, NACOLE, regarding Civilian Oversight of Law Enforcement

Councilor Spear moved to accept and place the letter on file. Seconded by Councilor Shaheen and voted.

- B. Letter from Arthur Clough requesting an independent investigation into the circumstances and propriety of the payment of severance to former Deputy Chief Corey MacDonald

Assistant Mayor Splaine moved to refer the correspondence to City Attorney Sullivan and Police Commission for report back. Seconded by Councilor Kennedy.

Councilor Kennedy said she wants the report back on the severance package with the inclusion of documents.

Motion passed.

- C. Letter from Peter G. Weeks, PGW Real Estate Consulting, request from 955 Sagamore Realty Trust property owners seeking that 22,500 square feet of the lot be rezoned to SRB

Councilor Spear moved to refer to the Planning Board for report back to the City Council. Seconded by Assistant Mayor Splaine.

Councilor Kennedy said she is concern with changing water front properties.

Motion passed. Councilor Kennedy voted opposed.

XII. REPORTS AND COMMUNICATIONS FROM CITY OFFICIALS

A. CITY MANAGER

1. Request from the School Board for Approval of the Tentative Agreement between the Portsmouth School Board and School Clericals

Mayor Lister advised the City Council that he would be abstaining from voting on this matter as his wife is part of this union.

Mayor Lister passed the gavel to Assistant Mayor Splaine.

Councilor Shaheen moved to approve the tentative three-year agreement between the Portsmouth School Board and the School Clericals to expire on June 30, 2018. Seconded by Councilor Dwyer and voted. Mayor Lister abstained.

2. Acceptance of Reclassification of US Route 1/Lafayette Road

Councilor Spear moved to accept the portion of US Route 1 that has been reclassified from a Class II State Highway to a Class IV City Highway as set forth in the attached plan. Seconded by Councilor Shaheen and voted.

3. Prescott Part Arts Festival Re: Proposed Relocation of Stage

Councilor Spear moved to discuss the relocation of the Prescott Park Arts Festival Stage in a Work Session at the August 17, 2015 City Council meeting. Seconded by Councilor Shaheen and voted.

4. Request for Ratification of Gundalow Company Agreement

Councilor Kennedy moved to ratify the License Agreement between the Trustees of Trust Funds and the Gundalow Company. Seconded by Councilor Dwyer and voted.

B. MAYOR LISTER

4. Resignation of Gerald Howe, Police Commissioner

Councilor Spear moved to accept with regret and to send a letter of thanks to Jerry for his years of service to the Police Commission. Seconded by Assistant Mayor Splaine and voted.

City Manager Bohenko said the remainder of the agenda will be voted on at the August 17, 2015 City Council meeting.

XIII. ADJOURNMENT

At 11:15 p.m., Assistant Mayor Splaine moved to adjourn. Seconded by Councilor Spear and voted. The remaining agenda items will be moved to the August 17, 2015 City Council Agenda for action and/or information purposes.



KELLI L. BARNABY, MMC, CMC, CNHMC
CITY CLERK