

TRUSTEES OF THE TRUST FUNDS
CITY OF PORTSMOUTH, NEW HAMPSHIRE
MINUTES OF MARCH 26, 2015 MEETING

A regular meeting of the Trustees of the Trust Funds for the City of Portsmouth, New Hampshire was held on March 26, 2015 at the City Hall 4th Floor Law Library. 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 Robert Sullivan, Michael Warhurst, David Allen, Joey Giordano and Ben Anderson.

The minutes of the March 5, 2015 meeting were reviewed and, upon motion duly made and seconded, approved.

Payroll and operating expense checks were reviewed and signed.

Mr. Anderson introduced Mr. Giordano to the Trustees as the new operations manager for Prescott Park Arts Festival. Mr. Giordano gave a description of his background in law enforcement in Miami, Florida. He described his connections to Portsmouth and the decision of his family to relocate to Portsmouth in 2014. Mr. Giordano also described his role as operations manager for PPAF and the systems which he designed and will implement during the season to ensure that operations go well and the negative impacts of the Festival will be minimized.

Mr. Sullivan advised the Trustees that he has received comments from The Gundalow Company to the draft of the 2015 Agreement delivered to them recently. Specifically, the Company has requested that the Trustees reconsider two provisions. The first is a provision that states that any improvements to the docking and ramp facilities made by the Company will become the property of the City of Portsmouth. The second is that the Company be required to pay a \$5,000 fee for the 2015 season. A discussion then ensued concerning each provision. With respect to the former, Mr. Sullivan advised the Trustees that is a standard policy of the city that such improvements when made on city land become the property of the city at the end of the lease or license term. Mr. Watson suggested that the Trustees should not contravene a policy of this nature simply because the Company's improvements are part of Prescott Park. A discussion also ensued concerning the request to reduce or eliminate the annual fee, following which, the Trustees unanimously resolved to reject each proposal and requested that Mr. Sullivan re-present the 2015 Agreement to the Company, as drafted.

Mr. Watson provided the Trustees with a report on the efforts of the Mayor's Working Group and outlined the terms of the understanding which was developed with PPAF for the 2015 season. Mr. Levenson inquired if the Working Group had developed an agreement on the annual fee to be paid by PPAF, noting that PPAF had yet to make any payment for either 2014 or 2015. Mr. Watson responded that an agreement had not been reached on the fee and that that issue was still yet to be resolved. Mr. Levenson and Ms. Eldridge expressed their disappointment concerning the lack of an agreement on a fee. Mr. Levenson noted that the lack of such an agreement places the Prescott Park budget in jeopardy and will likely result in the Trustees having to draw additional sums from the Prescott Trust than had been budgeted.

Mr. Warhurst presented his Park Report. He first noted that, as a result of two boat owners, who had been chosen for seasonal dock licenses in the lottery, withdrawing their interest, the Park has one slip currently available. Mr. Warhurst advises that the city will run a notice of that availability in its Community Newsletter.

Mr. Warhurst reported on the receipt of an offer by Northeast Shade Tree on behalf of a group of local tree repair/landscaping companies to perform pruning and repair work on the trees in Prescott Park as part of its annual Arbor Day volunteer program. He also reported that the group wished to plant a tree in the park in memory of Jeffrey W. Ott, a member of their group who passed away in 2014. After discussion, the Trustees unanimously approved the request and asked Mr. Warhurst to extend their appreciation to the group for their work in the park.

Mr. Warhurst reported on the receipt of a request by the New Hampshire Rebellion Movement to conduct an event in the public forum area of the park on July 4, 2015. The request indicates that the group wishes to have music, offer barbeque and conduct the event over a six hour period of time on the 4th. After discussion, the Trustees approved the request but subject to the rules and policies governing all events in the public forum area including those prohibiting music, etc. Mr. Warhurst was asked to provide New Hampshire Rebellion with the policy so that they will be on notice with the need to comply with it.

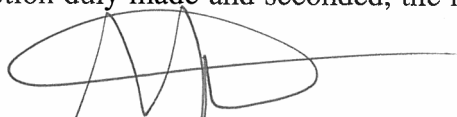
Mr. Warhurst advised the Trustees that all but one of the seasonal work crew will return for the 2015 season. He also provided the Trustees with a status report on the dock replacement project. He stated that it appears that the project will be completed during the first week of April, largely on time. Mr. Watson suggested that the Trustees schedule a ribbon cutting ceremony late April or May to commemorate the completion of the project and that the Mayor and City Counselors be invited to attend and participate. Ms. Eldridge indicated her intent to contact the Mayor's scheduling person to obtain potential dates for the event.

Ms. Eldridge brought to the Trustees' attention the pending application from AJ Go Fit to conduct yoga classes in the park on Monday Wednesday and Fridays at noon for one hour. This request was tabled at the Trustees' last meeting in order to obtain additional information concerning the proposal. After discussion, the Trustees voted to approve the request but to limit the classes to one day per week on Monday Wednesday or Friday and to prohibit the applicant from requesting donations from participants. The applicant must also comply with all other park policies concerning such events.

Ms. Eldridge also reported on the receipt of request from Michaela Sully to allow the transfer of \$750.00 of the \$1,500.00 Macintosh Scholarship she received in the fall of 2014 to attend the University of Massachusetts at Lowell to another institution. After attending the fall semester at UMass-Lowell, Ms. Sully transferred to the United States Military Academy at West Point and would like the second half of her scholarship to be applied to her tuition at West Point. Ms. Eldridge advised that the guidance department at Portsmouth High School has approved the transfer. After further discussion, the Trustees unanimously approved the transfer of the \$750.00 refunded from UMass-Lowell to West Point.

The chair reported that the next meeting will take place on April 16, 2015.

There being no further business, upon motion duly made and seconded, the meeting was adjourned at 9:04 a.m.

A handwritten signature in black ink, appearing to read 'T. Watson', written over a horizontal line.

Thomas R. Watson, Secretary