

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, JANUARY 11, 2016, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR BLALOCK, ASSISTANT MAYOR SPLAINE, COUNCILORS PERKINS, DWYER, LOWN, PEARSON, SPEAR, CYR AND DENTON

1. At 6:00 p.m. a Work Session was held regarding FY17 Budget Process and Proposed Budget Guidelines.
2. Presentation – Update Re: 165 Deer Street (New Municipal Garage) – Deputy City Manager Dave Allen provided a status update regarding a New Municipal Garage located at 165 Deer Street.
3. Acceptance of Minutes – December 21, 2015 and January 4, 2016 – **Voted** to accept and approve the minutes of the December 21, 2015 and January 4, 2016 City Council meetings.
4. Public Comment Session – There were 5 speakers: Brendan DuBois (Police Commission); John Palreiro (Ride Share); Harold Whitehouse (Elderly Exemption); Arthur Clough (Welcome); and Christopher David (Transportation Ordinance).
5. Acceptance of Donation to Fire Department Re: Kearsarge Restoration Project - **Voted** to accept and approve the donation from Newburyport Bank for the Kearsarge restoration project, as presented.
6. Approval and Acceptance of Donation Re: Bench – **Voted** to approve and accept the donation for a bench, as presented.
7. First reading of Ordinance amending Chapter 10 – Zoning Ordinance, Article 4, Section 10.440 Table of Uses – Residential, Mixed Residential and Industrial Districts – Use 170 Manufactured housing park, Supplemental Regulations 10.814,

Amend Chapter 10 – Zoning Ordinance, Article 5, Section 10.521 – Table of Dimensional Standards – Residential and Mixed Residential Districts as follows: Minimum Yard Dimension, Maximum Structure Dimensions,

Amend Chapter 10 – Zoning Ordinance, Article 8 – Section 10.810 – Residential and Institutional Residence or Care Uses by adding the following – 10.814 – Manufactured Housing Park Dimensional Standards,

Amend Chapter 13 – Mobile Home Ordinance by deleting it in its entirety – **Voted** to pass first reading and schedule a public hearing and second reading of the proposed Ordinance at the January 25, 2016 City Council meeting, as presented.

8. First reading of Ordinance amending Chapter 10 – Zoning Ordinance, Article 10, Section 10.1016 – Permitted Uses by addition Uses, activities and alterations are permitted in wetlands and wetlands buffers.

Amend Article 10, Section 10.1017 – Conditional Uses by adding the following – Wetland Protection Plan.

Amend Article 15, Section 10.1530 – Terms of General Applicability, by inserting the following new terms and definitions – Impervious Surface – Voted to pass first reading and schedule a public hearing and second reading of the proposed Ordinance at the January 25, 2016 City Council meeting, as presented.

9. First reading of Ordinance amending Chapter 10 – Zoning Ordinance Delete the existing Article 5A – Character Districts in its entirety and insert in its place the new Article 5A – Character Districts dated January 11, 2016.

Amend Articles 4, 5, 11, 12 & 15 of the Zoning Ordinance as set forth in the document titled “Conforming Amendments to Zoning Ordinance” January 11, 2016.

Amend the Zoning Map as set forth in the following maps dated January 11, 2016:

- (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 Buildout & Uses.

Amend the Zoning Map by changing the zoning designation of 52 parcels as set forth in the document titled “Proposed Additional West End Zoning Changes” dated January 11, 2016 and as shown on the map titled “Additional West End Zoning Changes – First Reading – January 11, 2016” – Voted to pass first reading and schedule a public hearing and second reading of the proposed Ordinance at the March 21, 2016 City Council meeting, as presented and refer to the Planning Board.

10. Consent Agenda – Voted to adopt the Consent Agenda.

- A. Letter from Ken La Valley, American Foundation for Suicide Prevention requesting permission to hold Out of the Darkness Walk on Saturday, September 17, 2016 at 10:00 a.m. – Noon (***Anticipated action – move to refer to the City Manager with power***)
- B. Request for License to install Projecting Sign:
 - Brie DeLise owner of Prelude, for property located at 65 Market Street (***Anticipated action – move to approve the aforementioned Projecting Sign Licenses as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement for this request***)

Planning Director’s Stipulations:

- ***The license shall be approved by the Legal Department as to content and form;***

- ***Any removal or relocation of the projecting sign, for any reason, shall be done at no cost to the City; and***
- ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting sign, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***

11. Letter from John Chagnon, Ambit Engineering, Inc, Request for Licenses for Site Redevelopment Property located at 40 Bridge Street – **Voted** to refer to the Planning Board for report back.
12. Elderly and Disabled Exemptions – **Voted** to authorize the City Manager to proceed with the proposed increase of both the income and asset limits for the elderly and disabled exemptions, and further, move to authorize the City Manager to bring the Resolutions back for first reading at the January 25, 2016 City Council meeting.
13. Adoption of Resolution Re: HealthTrust, Inc., Application and Membership Agreement – **Voted** to adopt the HealthTrust, Inc. Application and Membership Agreement, and further, authorize and direct the City Manager to execute and deliver to HealthTrust, on behalf of the City of Portsmouth, the “Application and Membership Agreement”, as presented.
14. Sidewalk Permit Request Re: 195 State Street – **Voted** to authorize the City Manager to enter into a License with CCI Inc. to facilitate the completion of renovation activities at 195 State Street.

The City Council requested that City Manager Bohenko place Sidewalk Permit Requests on the Consent Agenda in the future.

15. Interim Police Chief Agreement – **Voted** to suspend the rules to allow the Police Commission to speak relative to the Interim Police Chief’s Agreement.

On a roll call 7-2, **voted** approval of the Interim Police Chief Agreement. Assistant Mayor Splaine, Councilors Perkins, Lown, Pearson, Cyr, Denton and Mayor Blalock voted in favor. Councilors Dwyer and Spear voted opposed.

16. Polling Hours – Presidential Primary Election – **Voted** to set the polling hours from 8:00 a.m. to 7:00 p.m. for the Presidential Primary Election on February 9, 2016.
17. HB 1697 – Uber (Not on agenda) – **Voted** to provide written testimony that the Committee take into account the ability to have local oversight.
18. Resignation of Rebecca Perkins from the Portsmouth Housing Authority – **Voted** to accept with regret the resignation of Rebecca Perkins with a letter of thanks for her service to the City.
19. Approve City Council Rules and Order – Mayor Blalock withdrew Amendment to Rule 30 – Ordinance Procedure.

The City Council requested that City Attorney Sullivan bring back language to Amend the following:

Rule 37 - Hour City Council Meetings to Conclude – At 10:00 p.m. all items under City Manager's name would become Consent Agenda items,

Rule 37 – Adjournment of all meetings at 10:30 p.m. or prior,

Create new City Council Rule – Each City Council may have 1 agenda item under their and should not include informational items or reoccurring items,

Rule 4 review the language which states “shall be entitled.”

20. Ratify City Council Policies and Procedures – **Voted** to ratify City Council Policies and Procedures.
21. Blue Ribbon Committee for Prescott Park Master Plan – Mayor Blalock announced he appointed a Mayor's Blue Ribbon Committee for the Master Plan of Prescott Park and the members are: Councilor M. Christine Dwyer, Chair; Councilor Nancy Pearson, Stefany Shaheen, Phyllis Eldridge, Trustees of Trust Funds; Thomas Watson, Trustees of Trust Funds; Dana Levenson, Trustees of Trust Fund.
22. Code of Ethics Lot drawing for City Council Representative – Assistant Mayor Splaine was drawn to serve on the City Council Representative to the Code of Ethics Board.
23. Update Regarding Financial Disclosure Form – No action required.
24. Affordable Housing at the Parrott Avenue Lot – **Voted** to request the City Manager evaluate the feasibility of siting micro apartments for workforce housing at the Parrott Avenue lot. Councilor Dwyer voted opposed.
25. City Council Rules and Order – **Voted** to refer this matter to the March 12th City Council Retreat for review.
26. Adjournment – At 9:55 p.m., **voted** to adjourn.

Respectfully submitted by:

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