

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, MAY 16, 2016 MEETING, 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., an Anticipated “Non-Meeting” with Counsel was held regarding Property Negotiations & Negotiation of 1 Year Employment Agreement for Police Chief Mara in accordance with RSA 91-A:2,I (b).
2. Presentation – Justice John Broderick Re: Change Direction Campaign – Justice Broderick provided a Presentation regarding the Change Direction Campaign and its goal to make the five most common signs of mental illness well known.
3. Presentation – Update Re: Mosquito Control Program – Michael Morrison from Municipal Pest Management Services and Kim McNamara the Health Officer provided a summary of the City’s on-going mosquito control program and discussed emerging mosquito borne illnesses.
4. MapGeo Parcel Viewer Application – Jamie McCarty, GIS Coordinator provided a brief introduction of the MapGeo Parcel Viewer Application that is an easy-to-use mapping application that allows citizens to select, view and understand important information about their own property.
5. Public Comment Session – There were 11 speakers: Cathy Baker, Shaun Rafferty, Rick Horowitz, Patricia Bagley, Jan McCracken, Blair McCracken, Paige Trace, Mary Lou McElwain (Parrott Lot Housing Development); Dave McGunkin (Fire Boat); Sherry Hogan (Maplewood Rezone); and Esther Kennedy (Parrott Lot Housing Development/Budget).
6. **Voted** to suspend the rules in order to take up Item XII. A.2. – Renewal of Pool Lease Agreement SIPP.
7. Renewal of Pool Lease Agreement SIPP – **Voted** to authorize the City Manager to enter into a renewal of the Consolidated Lease and Operations Agreement consistent with the terms described.
8. **Voted** to suspend the rules in order to take up Item XII. A.5. – Reconsideration of Action of April 18, 2016 City Council Meeting Re: Disposition of the Fire Boat and allow public comment on this matter.
9. Fire Boat Public Comment Session – There were nine speakers: Peter Rice, New Castle; Thomas Maher, New Castle, David Blanding, New Castle Fire Chief; Nancy Jackson, New Castle; Peter Tarlton, New Castle; Tom Smith, New Castle; Reggie Whitehouse, New Castle; Brad Greeley, New Castle; Andy Schulze, New Castle; (Fire Boat).

10. Reconsideration of Action of April 18, 2016 City Council Meeting Re: Disposition of the Fire Boat – On a roll call 5-4, **voted** to reconsider the vote of April 18, 2016. Assistant Mayor Splaine, Councilors Dwyer, Lown, Pearson and Mayor Blalock voted in favor. Councilors Perkins, Spear, Cyr and Denton voted opposed.

11. Disposition of the Fire Boat – **Voted** to dispose of the Fire Boat to the Town of New Castle. Councilor Spear voted opposed.

12. Public Hearing – For the Purpose of Discontinuing Any Rights of the City or the Public in the following Two Parcels of Property:

A Certain Triangular Tract of Land being located at the Northwesterly corner of an within the Intersection of the Deer Street and Bridge Street Rights of Way, and being Approximately 1,717 Square Feet in Size: and

A Certain Trapezoidal Tract of Land being located along the Northerly Boundary of said Triangular Tract of Land, being approximately Four (4) Feet Wide and being approximately 269 Square Feet in Size

Held a public hearing.

13. Public Hearing – Chapter 10 – Zoning Ordinance be Amended as follows:

- (1) Delete existing Article 5A – Character Districts in its entirety and insert in its place the new Article 5A – Character Districts dated 5/2/2016
- (2) Amend Articles 4, 5, 11, 12 & 15 of the Zoning Ordinance as set forth in the document titled “Conforming Amendments to Zoning Ordinance” dated 5/2/2016
- (3) Amend the Zoning Map as set forth in the following maps dated May 2, 2016:
 - (A) Map10.5A21A – 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
- (4) 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 5/2/2106 and as shown on the map titled “Additional West End Zoning Changes – Second Reading – May 2, 2016

Held a public hearing. On a roll call 6-3, **voted** to table until the June 6, 2016 City Council meeting. Assistant Mayor Splaine, Councilors Dwyer, Pearson, Cyr, Denton and Mayor Blalock voted in favor. Councilors Perkins, Lown, Spear voted opposed.

Voted to reconsider the prior motion. Councilors Dwyer, Lown and Spear voted opposed.

Voted to table until the June 20, 2016 City Council meeting. Councilors Perkins, Dwyer, Lown and Spear voted opposed.

14. **Voted** to suspend the rules and continue the meeting beyond 10:30 p.m. Assistant Mayor Splaine voted opposed.
15. First reading proposed Ordinance to amend Chapter 10 – Zoning Ordinance – Article 4 – Zoning Districts and Use Regulations, Section 10.410 – Establishment and Purpose of Districts, Transportation Corridor – To provide for future transportation uses and related facilities as well as recreational trail use – **Voted** to pass first reading and schedule a public hearing and second reading of the proposed Ordinance at the June 6, 2016 City Council meeting, as recommended by the Planning Board.
16. Letter from William Moriarty, The Salvation Army requesting to place 1 or 2 donation bins on municipal property – **Voted** to refer to the City Manager for report back.
17. Letter from Kate Loughlin regarding the littering of cigarettes in the downtown area – **Voted** to refer to the City Manager for report.
18. City Manager’s Consent Agenda – In accordance with City Council Rule 37 the remaining City Manager’s Item fall under Consent Agenda.
19. City Manager’s Consent Agenda – Councilor Denton requested to remove Item XIII. A. 3. – Proposed Lease Agreement with Pontine Theatre Re: Plains Schoolhouse.

Voted to adopt the Consent Agenda.

- Proposed Discontinuing any Rights of the City or the Public in the following Two Parcels of Property Re: 165 Deer Street – **Voted** to authorize the City Manager to execute and deliver release deeds to the triangular parcel and the sidewalk easement to Deer Street Associates as part of the overall transaction under which the City will acquire Lot 1.

Voted to discontinue any rights of the City or the Public in a certain triangular tract of land being located at the northwesterly corner of and within the intersection of the Deer Street and Bridge Street Rights of Way, being approximately 1,717 square feet in size.

Voted to Discontinue and rights of the City or the Public in a certain trapezoidal tract of land being located along the northerly boundary of said triangular tract of land, being approximately four (4) feet wide and being approximately 269 square feet in size.

- Solar Power Agreements – **Voted** to authorize the City Manager to execute all necessary leases, power purchase agreements collateral documents and minor amendments to implement the installation of the two solar array systems on substantially the terms as represented in the leases and power purchase agreements presented.
 - License Request Re: 64 Market Street – **Voted** to authorize the City Manager to negotiate and enter into a license with Careno Construction to facilitate reconstruction activities of the Gaslight Restaurant.
20. Proposed Lease Agreement with Pontine Theatre Re: Plains Schoolhouse – **Voted** to authorize the City Manager to enter a five year Lease with Pontine for use of the Plains Schoolhouse effective July 1, 2016.

21. Appointments to be Considered – The City Council considered the reappointments of the following individuals which will be voted on at the next City Council meeting on June 6, 2016.

- Reappointment of Reagan Ruedig to the Historic District Commission
- Reappointment of Jonathan Wyckoff to the Historic District Commission
- Reappointment of John Mayer as an Alternate to the Historic District Commission

22. Appointment of Deer Street Garage Building Committee – Mayor Blalock appointed the following individuals to the Committee:

- John O’Leary, Public Representative
- Mark McNabb, Public Representative
- Everett Eaton , Economic Development Commission Representative
- Brad Lown, City Council Representative
- Eric Spear, City Councilor Representative
- Nancy Colbert Puff, City Manager Designee

Mayor Blalock said he would be adding an additional person to the Committee

23. Proposed Stewardship Committee for African Burying Ground – Mayor Blalock announced the Charge of the Committee:

The charge of the Mayor’s Blue Ribbon Committee is to advise the City Council and City Manager on all matters pertaining to the African Burying Ground and Memorial Park. This Committee will sunset on December 31, 2017. In addition, the Committee is charged with the following:

- *Provide guidance on requests for expenditures from the African Burying Ground Trust Fund;*
- *Provide guidance on requests for events and other activities proposed to take place at the African Burying Ground and Memorial Park*
- *Work to ensure the ongoing interpretation and promotion of the African Burying Ground and Memorial Park*

Members:

- Chris Dwyer, City Council Representative
- Vernis Jackson, Chair Emeritus of African Burying Ground Committee
- *To be Appointed*, Community Volunteers Representative
- *To be Appointed*, Portsmouth Black Heritage Trail/Portsmouth Historical Society Representative
- *To be Appointed*, Seacoast African American Cultural Center Representative School Department Ex-officio
- Portsmouth Public Library, Ex-officio
- Community Development Department, Ex-officio

24. **Voted** to continue the remainder of the meeting until Wednesday, May 18, 2016 at 6:30 p.m.

Items remaining

Councilor Dwyer – Prescott Park Master Plan Update

Councilor Spear – Report Back Re: Affordable Housing at Parrott Avenue Parking Lot

Councilor Cyr – Clarification of May 2nd vote on Maplewood Avenue Zone Change

Councilor Denton – Veterans of Foreign Wars Post 168

25. Adjournment – **At 11:00 p.m., voted to adjourn.**

Respectfully submitted by:

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