

TO: NANCY COLBERT PUFF, ACTING CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, OCTOBER 2, 2017 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

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

ABSENT: COUNCILOR PEARSON

1. At 6:00 p.m. a Work Session was held regarding Commercial Revaluation.
2. Acceptance of Minutes – September 5, 2017 & September 18, 2017 – **Voted** to adopt and accept the minutes of the September 5, 2017 and September 18, 2017 meetings. Councilor Denton requested to amend the September 5th minutes on page 4, third sentence to read as follows: *Councilor Denton asked If the vote is delayed, can staff also report back on self-enforcement communities' appeal process for comparison and potential inclusion in our ordinance amendment.* Councilor Dwyer requested to amend of the September 18th minutes page 8, 6th paragraph the sentence should read *Councilor Dwyer said there are regular fees, impact fees and the concessions from the developer.* Main motion passed to adopt and accept the minutes as corrected.
3. Public Comment Session There were 12 speakers: Rick Horowitz, Jon Wyckoff, Dave Hudlin, (Commercial Assessments); Lee Roberts, Gianna Tempera, Doug Bogen, Emma Shapiro-Weis (Off Shore Wind Resolution); David Baxter, Francis Chase (Exemption Property Taxes); Esther Kennedy (Tax Issue); Rick Becksted (Tax Revenue); Paige Trace (Assessments/Revaluation & Offshore Wind Power).
4. Adoption of Proposed Resolution Re: Elderly Exemptions – **Voted** to adopt Option A Resolution, as presented.
5. Acceptance of Emergency Management Performance Grant (EMPG) – **Voted** to accept the terms of the Emergency Management Performance Grant (EMPG), as presented in the amount of \$6,000.00 to develop a Continuity of Operations Plan (COOP). Furthermore, the Council acknowledges that the total costs of this project will be \$12,000.00 in which the City will be responsible for a 50% match (\$6,000.00). In addition, the Council authorizes the Acting City Manager to sign all documents related to the grant.
6. Acceptance of Police Department Grant – Grant to the Portsmouth Police Department by the NH Department of Safety, Division of State Police for a Law Enforcement Opioid Abuse Reduction Initiative - \$32,000.00 – **Voted** to accept and approve the grant to the Portsmouth Police Department, as presented.
7. Consent Agenda – Voted to adopt the Consent Agenda.

- A. Letter from Stephanie Puls, Susan G. Komen New England, requesting permission to hold the Susan G. Komen New England Race for the Cure on June 23, 2018 at 8:00 a.m. (**Anticipated action – move to refer to the Acting City Manager with power**)
- B. Letter from Ben Anderson, Prescott Park Arts Festival, requesting permission to hold the 5th Annual Memorial Bridge 5k on Sunday, October 8, 2017 (**Anticipated action – move to refer to the Acting City Manager with power**)
- C. Request for License to Install Projecting Sign from Amy LaBelle owner of LaBelle Winery for property located at 104 Congress Street (**Anticipated action – move to approve the aforementioned Projecting Sign License 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 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**

- 8. Letter from Francis Chase, Community Home Solutions, requesting an exemption for property taxes under Chapter 72:23-k for property located at 413 Lafayette Road – **Voted** to refer to the City Assessor for report back.
- 9. Letter from Pat Healy, Creek Athletic Club, requesting an 8 year extension of their Lease Agreement – **Voted** to refer to the Acting City Manager for report back.
- 10. Adoption of the Hazard Mitigation Plan Update 2017 – **Voted** to adopt the hazard Mitigation Plan Update 2017, as presented, and further, authorize the Acting City Manager to sign the document.
- 11. Voluntary Merger of Contiguous Lots Re: Foundry Place and Rock Street Parcels – **Voted** to authorize the Acting City Manager to take any and all steps required to consolidate the Foundry Place lot and the Rock Street lot.
- 12. Request for First Reading Re: Zoning Ordinance Amendments – Off-Street Parking – **Voted** to schedule first reading on the proposed Zoning Ordinance Amendments to the off-street parking regulations at the October 16, 2017 City Council meeting, as presented.

13. Request for First Reading Re: Gateway Mixed Use District Zoning Amendments – **Voted** to schedule first reading on the proposed amendments to the Gateway Mixed Use District Zoning Amendments at the October 16, 2017 City Council meeting, as presented.
14. Request for First Reading to Amend Chapter 12 by Adopting the 2009 International Building Code and 2009 International Residential Code to Replace the Existing 2006 Versions and to Amend Chapter 15 by Adopting the 2009 International Plumbing and Mechanical Codes to Replace the Existing 2006 Version. This also includes local amendments to the 2014 National Electrical Code – **Voted** to bring the second of three code updates, Building, Plumbing, Mechanical and Electrical to the City Council for first reading at the October 16, 2017 City Council meeting.
15. **Voted** to suspend the rules to take up Item XI. F.1. – Offshore Wind Development Resolution.
16. Offshore Wind Development Resolution – **Voted** to adopt the Offshore Wind Development Resolution, as presented.
17. Request for First Reading to Amend Chapter 5, Fire Department and Prevention Regulation which includes Adoption of 2015 International Fire Code to Replace the Existing 2006 International Fire Code – **Voted** to bring the third and final of three code updates, Fire Department and Prevention Regulation to the City Council for first reading at the October 16, 2017 City Council meeting.
18. Request for License Agreement Re: 401 State Street – The Rockingham Building – **Voted** to approve the License Agreement, and further, authorize the Acting City Manager to execute the Agreement.

Councilor Spear requested these kinds of licenses to be placed on the Consent Agenda in the future.

19. Polling Hours – November 7, 2017 Municipal Election – **Voted** to set the polling hours from 8:00 a.m. to 7:00 p.m. for the Municipal Election on Tuesday, November 7, 2017.
20. Appointments to be Considered – The City Council considered the appointment of Amrishi Chicoree to the Cable Television and Communication Commission, Thaddeus Jankowski as an alternate to the Conservation Commission, Appointment of Martin Ryan to the Historic District Commission as a Regular member and reappointment of Shaula Balomenos Levenson to the Library Board of Trustees these appointments will be voted on at the next City Council meeting.
21. **Voted** to suspend the rules in order to take action on the reappointments to the Building Code Board of Appeals.
22. **Voted** to reappoint Lisa DeStefano, Jeffrey Landry, Dennis Moulton and Gary Nadeau to the Building Code Board of Appeals.
23. Appointment to be Voted – **Voted** to reappoint Ronald Zolla to the Economic Development Commission until October 1, 2021.

24. Commercial Revaluation Audit – **Voted** to bring back a strategy to hold a Peer Review of the Commercial Revaluation and how much it would cost, how long it would take and to have the Department of Revenue Administration come and speak to the revaluation process.
25. Statement in support of NFL Players, free expression, and Black Lives Matter: The President recently commented on the NFL players protesting systemic racism in the criminal justice system by saying “Get that son of a bitch off the field right now, out, he’s fired.” – On a roll call 7-1, voted that the Portsmouth City Council resolves:
- From Peter Norman to Kathrine Switzer to Willie O’Ree, courageous athletes have used their public platform to peacefully demonstrate and promote needed change, and NFL players are continuing that tradition.
 - The President’s outrageous remarks chillingly discourage civil action.
 - Systemic and institutionalized racism are the defining civil rights and social justice issues of our time. The council and people of Portsmouth encourage dialogue and actions that acknowledge and mitigate the violence and threats to the lives and well-being of black people and all people of color.
- Assistant Mayor Splaine, Councilors Perkins, Dwyer, Spear, Cyr, Denton and Mayor Blalock voted in favor. Councilor Lown voted opposed.

Councilor Spear requested that the Resolution be forwarded to the School Board and to ask Superintendent Zadravec how the City Council could help with this issue.

26. Adjournment – At 9:30 p.m., **voted** to adjourn.

Respectfully submitted by:

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