

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON TUESDAY, JANUARY 16, 2018 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR BLALOCK, ASSISTANT MAYOR LAZENBY, COUNCILORS ROBERTS, PEARSON, DWYER, DENTON, PERKINS, RAYNOLDS AND BECKSTED

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1. At 6:00 p.m., a Non Public Session was held in accordance with RSA 91-A:2,I (a) regarding Strategy or Negotiations with respect to Collective Bargaining – The Association of Portsmouth Teachers Tentative Agreement.
2. At 6:15 p.m. a Work Session was held regarding FY19 Budget Guidelines.
3. Approve City Council Rules and Orders – **Voted** to approve the City Council Rules and Orders, as presented.
4. Ratify City Council Policies and Procedures – **Voted** to Ratify City Council Policies and Procedures, as presented.
5. Ratification of Blue Ribbon Committees – **Voted** to Ratify the Mayor’s Blue Ribbon Committees, as presented:
  - African Burying Ground Stewardship Blue Ribbon Committee
  - Citywide Neighborhood Steering Blue Ribbon Committee
  - New Parking Garage Committee
  - Renewable Energy Policy Blue Ribbon Committee
  - Sister Cities and Citizen Diplomacy Blue Ribbon Committee
  - Sustainable Practices Blue Ribbon Committee
6. Board of Ethics Lot Drawing for City Council Representative – Councilor Roberts was selected by Lot Drawing to serve as the City Council Representative on the Board of Ethics.
7. Presentation of Comprehensive Annual Financial Report (CAFR) – Scott McIntire, Melanson & Heath - Mr. McIntire provided an overview of the CAFR Report and said all books and records were found in good working order and meet general accounting principles.
8. Acceptance of Minutes – December 4, 2017; December 18, 2017; December 20, 2017 and January 2, 2018 – **Voted** to accept and approve the minutes of the December 4, 2017; December 18, 2017; December 20, 2017 and January 2, 2018 City Council meetings.
9. Public Comment Session - There were 11 speakers: Tom Coakley, Brenna Cavanaugh (Police Commission Vacancy); Jim Splaine, Zelita Morgan, Lee Roberts, David Meuse, Representative Mindi Messmer, Representative Bean (Coakley Landfill); Pat Bagley (Parking); Harold Whitehouse (Taxes); and Mark Brighton (Budget).
10. Donation to Portsmouth Police Department from Newburyport Five Cent Savings Bank - \$500.00 – **Voted** to accept and approve the donation to the Portsmouth Police Department, as listed.

11. Consent Agenda – **Voted** to adopt the Consent Agenda.
  - A. Letter from Jeremiah Gould, Runner’s Alley requesting permission to hold the 21<sup>st</sup> Annual Runner’s Alley/Redhook Brewery Memorial 5k on Sunday, May 27, 2018 at 11:00 a.m. (**Anticipated action – move to refer to the City Manager with power**)
12. E-mail Correspondence – **Voted** to accept the e-mail correspondence and place on file.
13. Coakley Landfill (Not on Agenda) - Councilor Dwyer requested a Presentation on all Coakley Landfill issues. Councilor Denton requested to know if the City has been contributing to the payment of a Coakley Landfill Lobbyist and has a Lobbyist been hired by the Coakley Landfill Group. Councilor Perkins requested an update on the Geological Study of the Coakley Landfill as part of the Presentation.
14. Letter from Richard Ade and Daniel Plummer, Ocean Properties & Two International Group reiterating their interest in the McIntyre Project – **Voted** to accept and place the letter on file.
15. Letter from Mayor Thomas Koch, City of Quincy, Massachusetts regarding the McIntyre Project - **Voted** to accept and place the letter on file.
16. Letter from Mayor Joseph Curtatone, City of Somerville, Massachusetts regarding the McIntyre Project - **Voted** to accept and place the letter on file.
17. Letter from Thomas Coakley regarding Police Commission Vacancy - **Voted** to accept and place the letter on file.
18. Letter from Mayor Brian Arrigo, City of Revere, Massachusetts regarding the McIntyre Project - **Voted** to accept and place the letter on file.
19. Letter from Jim Splaine regarding various issues - **Voted** to accept and place the letter on file.
20. Request for Action regarding McIntyre Property – Assistant Mayor Lazenby advised the City Council that he will be recusing himself from all matters regarding the McIntyre Property because of his employment with Ocean Properties.

**Voted** to ratify the public input process as outlined. Assistant Mayor Lazenby recused himself from voting on this matter.

On a roll call 7-1, **voted** to ratify the selection of Redgate/Kane and enter into a non-binding Memorandum of Agreement. Councilors Roberts, Pearson, Dwyer, Denton, Perkins, Raynolds and Mayor Blalock voted in favor. Councilor Becksted voted opposed. Assistant Mayor Lazenby recused himself from voting on this matter.

21. Report Back from Planning Board Re: Paper Street Request for 170 Swett Avenue – **Voted** to deny the request to release City interest in the paper street portions of Moffat Street that adjoin 170 Swett Avenue.

Councilor Raynolds requested that Public Works Director Rice report back to the City Council in 3 months regarding possible uses by the City of the paper street portions of Moffat Street that adjoin 170 Swett Avenue.

22. Request for First Reading of Ordinances Re: Charter Amendment Drafts:

Charter Amendment 1 – **Voted** to direct the City Attorney to draft an ordinance amendment as presented to bring forward for first reading at the February 5, 2018 City Council meeting.

Charter Amendment 2 – **Voted** to direct the City Attorney to draft an ordinance amendment as presented to bring forward for first reading at the February 5, 2018 City Council meeting.

23. Proposed Acquisition of Bellamy Reservoir Source Water Protection Land Conservation Easement with the Southeast Land Trust – **Voted** to authorize the City Manager to negotiate a Purchase & Sale Agreement for the conservation easement and agreement with the Southeast Land Trust for this acquisition; and **voted** to establish a public hearing for February 5, 2018 to utilize \$223,130.00 from the water enterprise fund net positions; and, **voted** to authorize the City Manager to enter into a Grant Agreement to accept \$200,000.00 from the State of New Hampshire's New Hampshire Drinking Water and Groundwater Trust Fund's Land Conservation Grant and Loan Program to be put toward this purchase.

24. Establish Work Session Re: Residential Parking – **Voted** to establish a Work Session on February 5, 2018 at 6:00 p.m.

25. Request to Establish Guidelines for FY19 Budget – **Voted** for no more than a 3.25% increase to the FY19 Operating Budget.

26. Appointment of Steering Committee Members for McIntyre McIntyre Public Input Blue Ribbon Steering Committee Charter & Appointments:

Guided by the City Council's Public Input Process, the 7 member Steering Committee's charge is to sponsor, oversee and implement a public input process in coordination with the City staff; second, assemble the priorities and principles resulting from the process and report back to the City Council. The input will be used in the crafting of successful application to the National Park Service to transfer of the property from the General Services Administration (GSA) to the City under the Historic Monument Program. The Committee's work should be completed by April 9, 2018.

7 Member Steering Committee Members:

Councilor Dwyer, Chair  
Councilor Roberts  
Councilor Perkins  
John Formella  
Philip Cohen  
Larry Yeardon  
Tom Ferrini

27. Police Commission Vacancy – On a roll call 8-1, **voted** to appoint Reverend Arthur Hilson to the Police Commission to fill the unexpired vacancy of Joseph Plaia until December 31, 2019. Assistant Mayor Lazenby, Councilors Roberts, Pearson, Dwyer, Denton, Perkins, Raynolds and Mayor Blalock voted in favor. Councilor Becksted voted opposed.
28. Appointments to be Considered – The City Council considered the appointments listed below which will be acted upon at the February 5, 2018 City Council meeting.
  - Reappointment of Lawrence Cataldo to the Neighborhood Steering Committee
  - Reappointment of Paul Mannle to the Neighborhood Steering Committee
  - Reappointment of Jeffrey Kisiel to the Planning Board
  - Reappointment of Jay Leduc to the Planning Board
  - Appointment of Steve Gray to the Cable Television & Communications Commission
  - Appointment of Peter Weeks to the Trustee of the Trust Funds
29. Information Only City Council Schedule 2018 – Mayor Blalock provided a copy of the 2018 City Council Schedule of meetings for informational purposes. No action required.
30. Information Only Board & Commission Assignments for City Council – Mayor Blalock provided a copy of the City Council Board & Commission assignments for informational purposes. No action required.
31. New Sources of Revenue – Councilor Roberts requested that all suggestions for new sources of revenue should be collected and listed in one place to focus the City Council’s attention on this one issue. No action required.
32. Letter to Chairman Norman Major, House Ways and Means Committee – City of Portsmouth’s Written Testimony in support of HB 1491 Re: Meals and Rooms Tax revenue (Not on Agenda) – Voted to support letter regarding HB 1491 on Meals and Rooms Tax revenue.
33. Letter to Chairman Norman Major, House Ways and Means Committee – City of Portsmouth’s Written Testimony in support of HB 1609 Re: a surcharge on hotel occupancy (Not on Agenda) – Voted to support letter regarding HB 1609 for a surcharge on hotel occupancy.
34. Revisit Proposal to Improve Civic Engagement – Councilor Pearson requested the City Manager review her suggestions outlined in her correspondence to the Council regarding increasing modes of communication between City Council and residents and to start to see some different methods of communication in a digital form.

35. Safe Station – **Voted** to request the Fire Commission and Fire Chief report back on a safe station model within 60 days.
36. Previous City Council Rule #47 – Appointments to Boards and Commissions: Unless otherwise required by statute or ordinance, the Mayor Shall not bring forward for reappointment to any Board or Commission the name of any person who shall have served ten (10) or more consecutive years on the same Board or Commission prior to the effective date of the requested reappointment – **Voted** to refer this matter to the City Attorney to bring back language at a future meeting that would prohibit the reappointment to any Board or Commission the name of any person who shall have served ten (10) or more consecutive years on the same Board of Commission prior to the effective date of the requested reappointment.
37. Miscellaneous/Unfinished Business:
- Councilor Dwyer requested a report back on the Revaluation Review at the February 20, 2018 City Council meeting. City Manager Bohenko stated he would send out copies of the Revaluation Review Report to the new City Councilors for their reference.
38. Adjournment – At 10:45 p.m., **voted** to adjourn.

Respectfully submitted by:

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