

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON MONDAY, APRIL 15, 2019 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 6:15 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 – AFSCME Local 1386.
2. Presentation – Arbor Day – Growth Award – Mayor Blalock announced and presented Portsmouth’s Parks and Greenery Department, led by arborists Corin Hallowell and Charles Baxter, with the Tree Growth Award. Corin accepted the award with thanks and appreciation for the support of the City Council and City Manager Bohenko.
3. McIntyre Presentation Introduction of David Eaton from Colliers International – Mr. Eaton provided a brief presentation on the financial analysis that Colliers International will be conducting on the McIntyre project.
4. Acceptance of Minutes – April 1, 2019 – **Voted** to accept and approve the minutes of the April 1, 2019 City Council meeting.
5. Public Comment Session – There were five speakers: Roy Helsel (Rockingham Avenue/Woodbury Avenue); Edward Richards (Zoning Change – 200 Chase Drive); Tim MacDonald (Downtown Street Closings); Esther Kennedy (McIntyre); and David Allen (Mayor’s Bike Race).
6. **Voted** to suspend the rules in order to take up City Manager’s Informational Item XI. A.1. – Presentation Re: Per and Polyfluoroalkyl Substances (PFAS) in the Pease Public Water System Update – Captain Gary D. Perlman & Dr. Gregory V. Ulirsch.
7. Presentation Re: Per and Polyfluoroalkyl Substances (PFAS) in the Pease Public Water System Update – Captain Gary D. Perlman & Dr. Gregory V. Ulirsch – Dr. Ulirsch provided a detailed update on the Pease Public Water System and evaluation of exposure to Per- and Polyfluoroalkyl Substances (PFAS).

8. First reading of Ordinance amending Chapter 10 – Zoning Map 10.5A21A by changing the property with the address of 15 Middle Street from Civic District to Character District 4 and amending Zoning Map 10.5A21B by changing the height requirement area for the property street frontages on Porter Street and Maplewood Avenue to 2-3 stories (40’) – **Voted** to pass first reading and schedule second reading and a public hearing for the May 6, 2019 City Council meeting. Councilor Becksted voted opposed.
9. Acceptance of Donation from Poco Diablo, Inc., Restaurant – John Golumb & Marlisa Geroulo for Light Forms art installation on Ceres Street by Pandora LaCasse Designs - \$2,250.00 – **Voted** to accept the first installment donation of \$2,250.00 from Poco Diablo’s Restaurant for the purchase of light forms on Ceres Street from Pandora LaCasse Designs.
10. Acceptance of Wellness Award – Health Trust Wellness Program - \$2,000.00 – **Voted** to accept the \$2,000.00 Wellness Grant from Health Trust to be used toward wellness initiatives in 2019.
11. Consent Agenda – **Voted** to adopt the Consent Agenda.
  - A. Request for License to Install Projecting Sign for Joe Faro/Tuscan Brands owner of Tuscan Market for property located at 14 Market Square ***(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***

- B. Request for License to Install Projecting Sign for Scott Rafferty owner of Open Concepts Realty for property located at 371 Islington Street, Unit A (***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***
- C. Letter from Cole Gove, Seacoast Growers Association requesting permission to include Squamscott Vineyard & Winery, LLC in the 2019 Portsmouth Farmers' Market for the sale and tasting of their product (***Anticipated action – move to refer to the City Manager with power***)
- D. Petition and Underground Utility License for 100 Pinehurst Road - Request to install 3 conduits in 1 four (4) foot wide trench from the utility pole, 48 feet across Pinehurst Road to their property (***Anticipated actions – move to refer to the City Manager with power***)

12. Email Correspondence – **Voted** to accept and place on file.
13. Petition from The Clip Joint Barbershop against making the downtown a Pedestrian Zone - **Voted** to accept and place on file.
14. Letter from Russell Prescott, Executive Councilor, District 3, sharing information regarding the Executive Council - **Voted** to accept and place on file.
15. Letter from Attorney Paul McEachern regarding Petition to rezone the Federal Building property on Daniel Street – **Voted** to refer to the Planning Board for a report back.
16. Letter and Petition for Rezoning of 200 Chase Drive (CC Church) – **Voted** to refer to the Planning Board for a report back.

17. Renewal of Boarding House Permits – 278 Cabot Street & 350-352 Hanover Street – **Voted** to renew the Boarding House permits subject to specific corrective measures and upgrades to be completed upon a schedule to be incorporated into the permit, pursuant to Section 9.805 of the ordinance.
18. Purchase and Sale Agreement for Property Identified as Map 232, Lot 8 Off of Lois Street – **Voted** to refer this potential acquisition of property located on Lois Street to the Conservation Commission for action and to the Planning Board for recommendation. Councilor Becksted voted opposed.
19. Request for First Reading to amend Chapter 6, Article II, Section 6.202C – Billiards and Bowling – **Voted** to authorize the City Manager to bring back Ordinance Chapter 6, Article II, Section 6.202C for first reading at the May 6, 2019 City Council meeting, in accordance with the request made by Mr. Maderios of Bowl-O-Rama Family Fun Center.
20. Request for License – Property Located at 35 Congress Street – **Voted** to authorize the City Manager to negotiate and enter into a temporary construction license with 29-41 Congress Street, LLC as submitted to facilitate construction activities at 35 Congress Street.
21. Extension of Connect Community Church License Agreement with Public Parking – **Voted** to authorize the City Manager to negotiate and enter into this Third Amendment to extend the term of the Agreement with the Connect Community Church (“CCC”) to allow the public to use 124 parking spaces in its parking lot. This motion gives the City Manager the authority to renegotiate the terms of the Agreement in future years without further action of the City Council.
22. Request to move the October 21, 2019 City Council meeting to October 28, 2019 – **Voted** to change the October 21, 2019 City Council meeting to October 28, 2019.
23. City Manager’s Informational Item – EDC Report Back to City Council on Review of Land Use/Inspections Process – Councilor Perkins requested a report back from City staff on the recommendations, permit procedure, and project liaison / development coordinator.
24. Appointment to be Considered – Reappointment of Robert Capone to the Cable Television & Communications Commission – The City Council considered the reappointment of Robert Capone to the Cable Television & Communications Commission which will be voted upon at the May 6, 2019 City Council meeting.
25. Appointment to be Voted – Carrie Mayo to the Blue Ribbon Committee on Sustainable Practices – **Voted** to appoint Carrie Mayo to the Blue Ribbon Committee on Sustainable Practices until December 31, 2019. Councilor Becksted voted opposed.

26. Establish Sub-committee of the City Council Re: McIntyre Project – **Voted** to establish a Sub-committee regarding the McIntyre Project and appoint Councilor Doug Roberts, Councilor Chris Dwyer and Councilor Rebecca Perkins to the Sub-committee.
27. Parking & Traffic Safety Committee Action Sheet and Minutes of the April 4, 2019 meeting – **Voted** to accept and approve the action sheet and minutes of the April 4, 2019 Parking & Traffic Safety Committee meeting.
28. Vaughan Mall – Councilor Roberts requested a review of the Vaughan-Worth Bridge Revitalization Report with the possibility of an action plan for updates to Vaughan Mall.
29. Proposed Rule Change – Rule 7 Order of Business – Councilor Denton announced that this item will be noticed at the May 6, 2019 City Council meeting with action to take place at the May 20, 2019 City Council meeting.
30. Carey Cottage (Not on agenda) – The City Council agreed to bring the letter to The Society for the Protection of New Hampshire Forests back for editing at the May 6, 2019 City Council meeting.
31. Adjournment – At 9:20 p.m., **voted** to adjourn.

Respectfully submitted by:

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