

TO: JOHN P. BOHENKO, CITY MANAGER  
FROM: VALERIE A. FRENCH, DEPUTY CITY CLERK  
RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL AT MEETING HELD ON MONDAY, MAY 20, 2019, 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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- At 6:00 p.m. a Work Session regarding Coakley Landfill was held.
- 1. Acceptance of Minutes – May 1, 2019 and May 6, 2019 – **Voted** to approve and accept the minutes of May 1, 2019 and May 6, 2019 City Council meetings.
- 2. Public Comment Session – There were **12** public comment speakers; Debbie Jennings and Chris Mulligan (27 Thaxter Road); Lee Roberts, Ben Schopick, Kerry Vautrot, Stephanie Seacord, Lisa Mouflouze and Sheridan Lloyd (Carey Cottage); Paige Trace, Petra Huda, Mark Brighton and Esther Kennedy (FY20 Budget)
- 3. Public Hearing/Vote – Construction of Senior Center– A public hearing was held with **5** speakers. Resolution Authorizing a Bond Issue and/or Notes of up to Two Million Five Hundred Thousand Dollars (\$2,500,000.00) for costs related to Construction of a Senior Center - **Voted** on a 9-0 roll call to adopt the Resolution, as presented.
- 4. Public Hearing/Second Reading – Billiards and Bowling Hours – A public hearing was held with **1** speaker. – Ordinance amending Chapter 6, Article II, Section 6.202 – Billiards and Bowling Hours - **Voted** 9-0 to pass second reading and schedule a third and final reading for June 3, 2019 City Council meeting.
- 5. Public Hearing/Vote – Supplemental Appropriation for Greenland Well Source Water Protection Land Purchase – A public hearing was held with **0** speakers. Resolution Authorizing a Supplemental Appropriation from Water Fund Net Position for Greenland Well Source Water Protection Land Purchase for the sum of up to Two Hundred Twenty Thousand Dollars (\$220,000.00). **Voted** on a 9-0 roll call to adopt Resolution, as presented.
- 6. Public Hearing/Vote – Elementary School Facility Improvements – A public hearing was held with **0** speakers. Resolution Authorizing a Bond Issue and/or Notes of up to Two Million Dollars (\$2,000,000.00) for costs related to Elementary School Facility Improvements. **Voted** on a 9-0 roll call vote to adopt Resolution, as presented.
- 7. Third and Final Reading of Ordinance – Rezoning of 15 Middle Street - 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’s street frontages on Porter Street and Maplewood Avenue to 2-3 stories (40’) – **Voted** on an 8-1 roll call to pass third and final reading as presented. Councilor Becksted voted opposed.

8. Acceptance of Donation from Micum Davis – Cornerstone Tree Care, to the City Tree Trust - \$610.00 – Voted to accept the donation of \$610.00 from Micum Davis of Cornerstone Tree Care for the City Tree Trust.
9. Consent Agenda – Voted to adopt the Consent Agenda.
- A. Request for License to Install Projecting Sign for James McSharry & Joel Harris owner of Dos Amigos Burritos, LLC d/b/a Mr. Kim's for property located at 107 State 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
- B. Request for License to Install Projecting Sign for Lia Cote owner of Lia Gormley Fine Jewelry for property located at 18 Ladd 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
- C. Letter from Chris Curtis, The Music Hall requesting permission to close Chestnut Street for the Telluride by the Sea Film Festival on Friday, September 20, 2019 through Sunday, September 22, 2019 **(Anticipated action – move to refer to the City Manager with power)**
- D. Letter from Mike Young, Portsmouth Babe Ruth requesting permission to place 15 outfield signs on the outer perimeter fencing facing inwards towards Leary Field beginning on June 1, 2019 through August 30, 2019 **(Anticipated action – move to refer to the City Manager with power)**
- E. Request from Girls on the Run New Hampshire to hold the Portsmouth 5k on Saturday, June 1, 2019 at the Pease Tradeport **(Anticipated action – move to refer to the City Manager with power)**

10. Council e-mail correspondence – **Voted** to accept Council e-mail correspondence and place on file.
11. Letter from Ben Anderson, Prescott Park Arts Festival requesting permission to host a Food Truck Festival on Saturday, August 10, 2019 and temporarily Closing Marcy Street – **Voted** to Suspend the Rules to allow the Council to address Ben Anderson regarding his request – **Voted** to refer to the City Manager with power with guidance to hold event in another location and not close Marcy Street.
12. Letter from Mark Puffer, PretiFlaherty regarding gosling Road Fuel Line Crossing License Agreement - **Voted** to refer to the City Manager with power.
13. 145 Brewery Lane Easements and Deeds (*Councilor Denton recused himself on this issue and left the dais*) – **Voted** 8-0 to authorize the City Manager the authority to negotiate, discharge and extinguish the following:
  - *Any outstanding easements which may interfere with the proposed development, as approved by the Planning Board;*
  - *Any easements that might be necessary to allow the development of 125-155 Brewery Lane as outlined in attachments 1-4 prepared by Portsmouth West End Development, LLC and as recommended by the Planning Board.*
14. 27 Thaxter Road Involuntary Lot Merger – **Voted** on an 6-3 roll call to restore the two involuntary merged lots at 27 Thaxter Road to their pre-merger status. Councilors Denton, Becksted and Mayor Blalock voted opposed.
15. *Proposed Charter Amendments – Amendment #1- Compensation of City Councilors and Amendment #2 – Police Commission Vacancies were divided for Council action.*
16. Proposed Charter Amendment #2 – Police Commission Vacancies – **Voted** to establish a public hearing on proposed Charter Amendment #2 at the June 17, 2019 City Council meeting, and further, vote on the proposed Charter Amendment #2 to be placed on the November 5, 2019 Municipal ballot, no later than the June 17, 2019 City Council meeting.
17. Proposed Charter Amendment #1 – Compensation of City Councilors – **Voted** 8-1 to amend the proposed amendment by keeping the second sentence and changing the amount from ~~Fifteen Hundred (\$1,500) Dollars~~ to **Sixteen Hundred Fifty (\$1,650.00) Dollars** during any calendar year. Councilor Roberts voted opposed. **Voted** to establish a public hearing on proposed Charter Amendment #1 Compensation of City Councilors at the June 17, 2019 City Council meeting, and further, vote on the proposed Charter Amendment #1 to be placed on the November 5, 2019 Municipal ballot, no later than the June 17, 2019 City Council meeting.
18. Assistant Mayor Lazenby **requested a report back** from City Attorney Sullivan regarding process of adding the Keno issue to the ballot if a petition is presented.
19. **Voted** to suspend the Rules to move up Agenda Item XI.D.1.

20. Councilor Pearson – City Options to Obtain Carey Cottage – Discussion was held regarding options of saving Carey Cottage from demolition with City Manager Bohenko explaining that he and staff are prepared to act on the issue as necessary.
21. Appointments to be Considered – Reappointment of Cyrus Beer and Martin Ryan to the Historic District Commission were considered and will be voted at the June 3, 2019 City Council meeting.
22. Appointment to be Voted - **Voted** to appoint the following:
  - Appointment of Jeffrey Mattson as an Alternate to the Building Code Board of Appeals – term to expire July 1, 2024
  - Reappointment of Margot Doering as an Alternate to the Historic District Commission – term to expire June 1, 2022
  - Reappointment of Reagan Ruedig to the Historic District Commission – term to expire June 1, 2022
  - Reappointment of Jonathan Wyckoff to the Historic District Commission – term to expire June 1, 2022
  - Reappointment of Kory Sirmaian to the Recreation Board – term to expire April 1, 2022
23. Parking and Traffic Safety Committee Action Sheet and Minutes of the May 2, 2019 meeting – **Voted** to approve and accept the May 2, 2019 Action Sheet and Minutes of the Parking and Traffic Safety Committee meeting pending approval by the Parking and Traffic Safety Committee.
24. Proposed Rule Change – Rule 7 Order of Business – **Voted** to accept the proposed Rule 7 – Order of Business – amendment to take effect at the June 17, 2019 City Council meeting.
25. Adjournment – at 9:50 p.m. voted to adjourn.

Respectfully submitted by:

Valerie A. French, CNHMC  
Deputy City Clerk