

TO: JOHN P. BOHENKO, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON TUESDAY, SEPTEMBER 3, 2019 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

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

ABSENT: COUNCILORS PEARSON AND DWYER

1. At 6:00p.m. an Anticipated Non-Public Session was held in Accordance with RSA 91-A:3, II (a) regarding Collective Bargaining for the Portsmouth Professional Fire Officers Association, the Professional Fire Fighters & Extension of Deputy Fire Chief James Heinz Contract.
2. Acceptance of Minutes – August 12, 2019 – **Voted** to accept and approve the minutes of the August 12, 2019 City Council meeting.
3. Public Dialogue Summary – Councilor Roberts gave a brief summary of the topics discussed during Public Dialogue; Members of the City Council, Post Office, and Distribution of Single-Use Disposables Ordinance.
4. Public Hearing – Ordinance amending Chapter 7, Article III, Section 7.326 – Limited Parking – Fifteen Minutes by the *Deletion* of Maplewood Avenue: Easterly Side, the First Two Spaces Commencing 140 Feet Northerly from Vaughan Street – Held a Public Hearing. **Voted** to pass second reading and schedule third and final reading of the proposed Ordinance at the September 16, 2019 City Council meeting, as recommended by the Parking and Traffic Safety Committee.
5. Public Hearing – Ordinance amending Chapter 7, Article III, Section 7.328 – Limited Parking – Three Hours – Maplewood Avenue: Both Sides, between Raynes Avenue and Vaughan Street – Held a Public Hearing. **Voted** to pass second reading and schedule third and final reading of the proposed Ordinance at the September 16, 2019 City Council meeting, as recommended by the Parking and Traffic Safety Committee.
6. First Reading of Ordinance amending Chapter 3, Article XI – Distribution of Single-Use Disposables – On a roll call 6-1, **voted** to pass first reading and schedule a public hearing and second reading at the September 16, 2019 City Council meeting. Assistant Mayor Lazenby, Councilors Roberts, Denton, Perkins, Raynolds and Mayor Blalock voted in favor. Councilor Becksted voted opposed.

7. Third and Final Reading of Ordinance amending Chapter 7, Article III, Section 7.328 – Limited Parking – Three Hours – Raynes Avenue: entire street, both sides and Vaughan Street: entire street, both sides – **Voted** to pass third and final reading of proposed Ordinance, as recommended by the Parking and Traffic Safety Committee.
8. Appointments to be Considered: The City Council considered the appointments outlined below and will take action at the September 16, 2019 City Council meeting.
 - Maryellen Burke to be appointed to the Board of Library Trustees effective October 1, 2019
 - Janaki Fonseka to be appointed to the Board of Library Trustees effective October 1, 2019
 - Lori Soloway to be appointed to the Citywide Neighborhood Blue Ribbon Committee
9. Appointment to be Voted – Pat Bagley to the Trees and Greenery Committee – **Voted** to appoint Pat Bagley to the Trees and Greenery Committee. Assistant Mayor Lazenby recused himself from voting.
10. Appointment of Jane Nisbet to the African Burying Ground Stewardship Committee – Mayor Blalock announced he has appointed Jane Nisbet to the African Burying Ground Stewardship Committee.
11. Request for the Conceptual Regional Digester Evaluation – No action taken.
12. Acceptance of Grant for Household Hazardous Waste Collection – **Voted** to accept and expend a \$4,513.00 DES grant for the purpose of household hazardous waste collection events and authorize the City Manager to execute any documents which may be necessary for this grant contract.
13. Approval and Acceptance of Police Department Grant & Donation: (Not on Agenda)
 - NH Department of Safety Passport & Visa Centers Active Threat Exercise Grant in the amount of \$60,000.00
 - Donation from United State Police Canine Association toward the procurement of a Police K-9 in the amount of \$3,000.00

Voted to approve and accept the Grant and Donation to the Portsmouth Police Department.

14. Request for Approval of Agreement between the Portsmouth Police Commission and the Portsmouth Police Ranking Officers Association – **Voted** to approve the proposed Four (4) Year Agreement between the Portsmouth Police Commission and the Portsmouth Police Ranking Officers Association July 1, 2019 to expire on June 30, 2023.
15. Request for Approval of Agreement between the Portsmouth Police Commission and Portsmouth Police Patrolman’s Union – **Voted** to approve the proposed Four (4) Year Agreement between the Portsmouth Police Commission and the Portsmouth Police Patrolman’s Union from July 1, 2019 to expire on June 30, 2023.
16. Request for Approval of Agreement between the Portsmouth Police Commission and the Portsmouth Police Civilian Employees Association – **Voted** to approve the proposed Four (4) Year Agreement between the Portsmouth Police Commission and the Portsmouth Police Civilian Employees Association from July 1, 2019 to expire on June 30, 2023.
17. Approval Re: Step Increases for Police Chief Robert Merner – **Voted** to approve the Police Commission’s recommendation for step increases as indicated in the Police Commissions’ letter dated August 24, 2019.
18. Report Back Re: Contact Information – **Voted** to defer action until the September 16, 2019 City Council meeting.
19. Ceres Street Compactor/Dumpster Extension of Lease – **Voted** that the request of the licensees to extend the term of the Ceres Street compactor license for an additional five (5) years pursuant to item 13 of that license be granted. Mayor Blalock recused himself from voting.

Item 13 - Renewal: Licensees, individually or jointly, shall have the option to renew this License for an additional five year term under the following conditions:
 - (a) *The City has been fully reimbursed the costs of construction of the enclosure whether through satisfactory repayment pursuant to the promissory notes or otherwise;*
 - (b) *The City has issued no more than 12 notices of default during the initial 10-year license term;*
 - (c) *Licensee(s) have made a written request to the City Manager to extend the license no later than May 15, 2019*
20. 260 Myrtle Avenue Easement – Acceptance of Utility Easement – **Voted** to authorize the City Manager to negotiate, execute and accept a utility easement from Robert A. and Meghan M. Defosses.

21. Market Street Property – Acceptance of Sewer Line Easement – **Voted** to authorize the City Manager to negotiate, execute and accept a sewer easement from North End Master Development LP.
22. 111 Maplewood Avenue Easement – **Voted** to authorize the City Manager to negotiate, execute, accept and record the Easement for Public Access to Community Space from 111 Maplewood Avenue, LLC in a form substantially as presented. This authorization is conditioned upon the receipt of a Certificate of Title from the owner.
23. Consent Agenda – **Voted** to adopt the Consent Agenda.

Request for License to Install Projecting Sign for owner Jason J. Mills of BCM Advisory Group LLC for property located at 406 Deer Street (400 The Hill) ***(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***

24. Email Correspondence – **Voted** to accept and place on file.
25. Letter from Valerie Rochon, The Chamber Collaborative of Greater Portsmouth, supporting removing home addresses for Councilors and speakers at City meetings from general publication – **Voted** to accept and place the letter on file and further provide a copy of the letter in the September 16, 2019 City Council packet for reference.
26. Letter from Charlie Griffin Re: Proposed Ordinance Regulating Single-Use Disposables requesting the City Council to pass a resolution encouraging voluntary reduction in the use of plastics – **Voted** to accept and place the letter on file.

27. Letter from Liz Good Moderator, North Church of Portsmouth, UCC, requesting permission to hold its annual Gathering On The Bricks at the Market Square location on Sunday, September 15, 2019 from 11:00 a.m. to 12:00 p.m. – Voted to refer to the City Manager with power.
28. Adjournment – At 8:15 p.m., **voted** to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, MMC, CNHMC
City Clerk