

TO: KAREN CONARD, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD BY ZOOM ON MONDAY, JUNE 22, 2020 MEETING AT EACH INDIVIDUAL CITY COUNCILOR'S HOME, CITY MANAGER CONARD'S OFFICE, CITY ATTORNEY'S OFFICE, AND CITY CLERK'S HOME

PRESENT: MAYOR BECKSTED, ASSISTANT MAYOR SPLAINE, COUNCILORS McEACHERN, WHELAN, LAZENBY, KENNEDY, HUDA, TABOR AND TRACE

1. Mayor Becksted recited that this is a Remote Meeting via Zoom Conference Call. Per NH RSA 91-A:2 III (b) the Chair has declared COVID-19 Outbreak an emergency and has waived the requirement that a quorum be physically present at the meeting pursuant to the Governor's Executive Order 2020-04, Section 8, as extended by Executive Order 2020-9, and Emergency Order #12, Section 3. Members will be participating remotely and will identify their location and any person present with them at that location. All votes will be by roll call.
2. **On a unanimous roll call 9-0, voted** to suspend the rules to take up Item XVII. A. – Update from the Citizens Response Task Force and Item XI. – Adoption of Proposed Budget Resolutions.
3. Update from the Citizens Response Task Force – James Petersen and Mark Stebbins provided a status update regarding the work of the Task Force relative to outdoor restaurant seating and the plan for roof top dining at the Foundry Garage.
4. Presentation regarding Adoption of Proposed Budget Resolutions – City Manager Conard and Finance Director Belanger provided a presentation regarding the adoption of the proposed Budget Resolutions.
5. Public Comment Session – There were 7 speakers: Matt Glenn (Middle Street Bike Lanes); Jocelyn Philbrook, Byron Matto, Andrew Bagley, Cathy Baker, Mark Brighton and Eric Wygonik (Budget).
6. Adoption of Budget Resolutions - Resolution #7-2020 – Municipal Fees– **On a unanimous roll call 9-0, voted** to adopt Resolution #7 – Municipal Fees.
7. Adoption of Budget Resolution - Resolution #8-2020 – General Fund Expenditures – **On a unanimous roll call 9-0, voted** to divide the question for the adoption of the resolution.
On a unanimous roll call 9-0, voted to adopt Resolution #8 – General Fund Expenditures in the amount of \$118,965,338.00.

Department	Appropriation
General Government	\$20,871,927.00
Police	\$12,152,362.00
Fire	\$9,624,468.00
School	\$52,026,812.00
Collective Bargaining	\$105,000.00
Transfer to Indoor Pool	\$75,000.00
Transfer to Prescott Park	\$99,344.00
Non-Operating	\$24,010,425.00
Total	\$118,965,338.00

The City Council requested City Manager Conard provide a report back on the development of a plan on where the expenditures and revenue allocations fall at the July 13, 2020 City Council meeting.

8. Adoption of Budget Resolutions - Resolution #9 – Annual Sewer Fund Appropriation and Cash Requirements – **On a roll call 7-1, voted** to amend Resolution #9 the appropriated sum to \$19,301,764.00 to defray expenses for the operations of the sewer system, the cash requirements of \$18,434,445.00 to defray expenses for operations of the sewer system, the sewer user rate effective July 1, 2020 to \$14.32 per unit for the first 10 units of consumption per month, and \$15.75 per unit for all units used thereafter to yield a portion of revenue to meet the cash requirements for the operation of the sewer system. Assistant Mayor Splaine, Councilors McEachern, Whelan, Kennedy, Huda, Tabor, Trace voted in favor. Councilor Lazenby voted opposed. Mayor Becksted abstained.

On a roll call 7-1, voted to adopt Resolution #9 – Sewer Fund Expenditures, as amended. Assistant Mayor Splaine, Councilors McEachern, Whelan, Kennedy, Huda, Tabor, Trace voted in favor. Councilor Lazenby voted opposed. Mayor Becksted abstained.

- ***Appropriate sum of \$19,301,764.00 to defray expenses for the operations of the sewer system***
- ***Cash requirement of \$18,434,445.00 to defray expenses for the operation of the sewer system***
- ***Sewer user rate effective July 1, 2020 is \$14.32 per unit for the first 10 units of consumption per month, and \$15.75 per unit for all units used thereafter to yield a portion of revenue to meet the cash requirements for the operation of the sewer system***

9. Adoption of Budget Resolutions - Resolution #10 – Annual Water Fund Appropriation and Cash Requirements – **On a unanimous roll call 9-0, voted** to amend the appropriated sum of \$9,022,096.00 with cash requirements to \$9,002,416.00.

On a unanimous roll call 9-0, voted to adopt Resolution #10 – Annual Water Fund, as amended.

- ***Appropriated the sum of \$9,002,416.00 to defray expenses for the operation of the water system***
 - ***Cash requirement of \$9,884,655.00 to defray expenses for the of the water system***
 - ***Water user rate effective July 1, 2020 is \$4.32 per unit for the first 10 units of water consumed per month, and \$5.20 per unit of all units consumed thereafter to yield a portion of revenue to meet the cash requirements for the operation of the water system***
 - ***Water irrigation user rate effective July 1, 2020 is \$5.20 per unit for the first 10 units of water consumed per month, \$9.81 for consumption over 10 and up to 20 units consumed, and \$12.11 per unit for all units consumed thereafter to yield a portion of revenue to meet the cash requirements for the operation of the water system***
10. Adoption of Budget Resolutions – Resolution #11-2020 – Special Revenues, Debt Service Fund, and Committed Fund Balance for Necessary Expenditures – **On a unanimous roll call 9-0, voted** to adopt Resolution #11 – Special Revenues, Debt Service Fund, and Committed Fund Balance for Necessary Expenditures.
 11. Adoption of Budget Resolutions – Resolution #12-2020 – Investment Policy – On a unanimous roll call 9-0, voted to adopt Resolution #12 – Investment Policy.
 12. Police Commission – Assistant Mayor Splaine withdrew his item until the July 13, 2020 meeting or one of the two meetings in August (August 3rd or August 31st).
 13. Report Back on Bluestone Properties of Rye, LLC Request for 135 Congress Street Parking Lease – **On a roll call 8-1, voted** to authorize the City Manager to negotiate an agreement with Bluestone under which Bluestone would have the use of five (5) parking spaces in the Worth Lot behind 135 Congress Street. As noted in the City Council Agenda packet of May 18, 2020, such an agreement “would need to deal with the numerous types of issues that might arise in 20 years, such as change in parking fees, changes in municipal use of the Worth Lot, assignability of the spaces, and sale or transfer of the Bluestone Property.” Assistant Mayor Splaine, Councilors McEachern, Whelan, Lazenby, Kennedy, Huda, Tabor and Trace voted in favor. Mayor Becksted voted opposed.
 14. Request to Schedule First Reading Re: Omnibus Ordinance Change - **On a roll call 8-1, voted** to postpone any action on the omnibus ordinance change until July 13, 2020 City Council meeting and refer the amendments for Chapter 7 for Stay and Pay for July 9, 2020, Parking, Traffic and Safety Committee meeting for further review and revision. Assistant Mayor Splaine, Councilors McEachern, Whelan, Kennedy, Huda, Tabor, Trace and Mayor Becksted voted in favor. Councilor Lazenby voted opposed.
 15. Letter from Samantha Boland, National Multiple Sclerosis Society, requesting permission to hold the 2020 Bike MS: New Hampshire Seacoast Escape cycling event on Saturday, August 22, 2020 – City Manager Conard announced that this event has changed to a virtual platform. No action required.
 16. Letter from JerriAnne Boggis, Black Heritage Trail of New Hampshire, requesting permission to hold the annual Juneteenth Celebration – City Manager Conard announced that this event has taken place. No action required.

17. Letter from Tina Sawtelle, The Music Hall, requesting permission for the closure of Chestnut Street on Saturday, July 11, 2020 for an outdoor dining and concert event in the evening – **On a unanimous roll call 9-0, voted** to refer to the City Manager with Authority to Act.
18. Water Services Access Easement for 3110 Lafayette Road – **On a unanimous roll call 9-0, voted** to grant authority for the City Manager to accept the Easement Deed in a form similar to that attached in the June 22, 2020 City Council Packet.
19. Email Correspondence – **On a unanimous roll call 9-0, voted** to accept and place on file.
20. Letter from Attorney Derek Durbin, Durbin Law, on behalf of James Gould, requesting the restoration of Involuntarily Merged Lots at 246 Thornton Street – **On a unanimous roll call 9-0, voted** to refer to the Assessor for report back.
21. **On a unanimous roll call 9-0, voted** to suspend the rules in order to continue the meeting beyond 10:30 p.m.
22. Report back from Parking, Traffic and Safety Committee regarding “Recommended Modifications to Middle Street/Lafayette Bike Lanes – On a roll call 5-4 motion to suspend the rules to allow the action taken inconsistent with prior vote of the City Council ***failed*** to pass. Mayor Becksted, Councilors Whelan, Kennedy, Huda and Trace voted in favor. Councilors McEachern, Lazenby, Tabor and Assistant Mayor Splaine voted opposed. (*Motion to suspend the rules requires 6 voting members in favor for passage*).
23. Adjournment – **On a unanimous roll call 9-0, voted** to adjourn at 11:50 p.m.

Respectfully submitted by:

Kelli L. Barnaby, MMC, CNHMC
City Clerk