

TO: KAREN CONARD, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL RECESSED MEETING HELD BY ZOOM ON WEDNESDAY, JULY 15, 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 2020-10, 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. Acceptance of Donations to African Burying Ground from Thomas M. Brightman - \$200.00 and Tara E. Tracy - \$50.00 – On a unanimous roll call 9-0, voted to approve and accept the donations to the African Burying Ground as listed.
3. Acceptance of Memorial Bench – On a unanimous roll call 9-0, voted to accept and approve the donation and grant the City Manager with Authority to Act.
4. Request to Schedule First Reading Re: Omnibus Ordinance Change – On a roll call vote 4-5, motion to schedule a first reading of the Annual Omnibus Ordinance at the August 3, 2020 Council meeting **failed** to pass. Councilors McEachern, Whelan, Lazenby, Tabor voted in favor. Assistant Mayor Splaine, Councilors Kennedy, Huda, Trace and Mayor Becksted voted opposed.
5. Motor Vehicle Municipal Agent Acceptance – On a unanimous roll call 9-0, voted that the City Council appoint Nancy Bates as the Municipal Agent for the City of Portsmouth.
6. Execution of Deed Restriction to Protect Vernal Pools – Campus Drive – On a unanimous roll call 9-0, voted that the City Council authorize the City Manager to finalize and execute a Declaration of Restrictive Covenants to satisfy the conditions of the Wetlands Permit and Planning Board approvals to protect the vernal pools.
7. Planning Board Report Back – Paper Street request for Ruth Street – On a unanimous roll call 9-0, voted that the City Council release any interest the City may have in the paper street known as Ruth Street to the centerline of where it abuts the properties at 276 Dennett Street (Map 143 Lot 13) and 294 Dennett Street (Map 143 Lot 26).
8. Release of Reverter for Portsmouth Housing Authority Property – Move to release the reverter provision in the deed as requested.

On a unanimous roll call 9-0, voted to suspend the rules in order to allow Attorney Bosen to speak relative to the Release of Reverter for Portsmouth Housing Authority Property.

On a roll call 5-4, voted to amend the motion to release 829 square feet for the reverter. Councilors Whelan, Kennedy, Huda, Trace and Mayor Becksted voted in favor. Assistant Mayor Splaine, Councilors McEachern, Lazenby and Tabor voted opposed.

On a unanimous roll call 9-0, voted to pass main motion as amended.

9. Report Back on Request of Restoration of Involuntary Merged Lot – 246 Thornton Street – Motion to approve the unmerging of the two involved lots at 246 Thornton Street as requested by the Attorney Derek Durbin and as recommended by the Assessor.

Report Back on Request of Restoration of Involuntary Merged Lot – 246 Thornton Street & Report Back on Request of Restoration of Involuntary Merged Lot – 1240 Islington Street – On a roll call 5-4, voted to amend the motion to refer both requests to the Planning Board for review and recommendation.

(Main motion does not move forward as the amended motion takes precedent)

10. Workforce Housing Covenant for West End Yards Project – On a unanimous roll call 9-0, voted to suspend the rules to hear from developer on the project.

On a unanimous roll call 9-0, voted to grant the authority for the City Manager to accept the Workforce Housing Covenant in a form similar to that attached in the City Manager's Comments dated July 9, 2020.

11. Request for Temporary Construction License for Brick Market Project – On a unanimous roll call 9-0, voted to authorize the City Manager execute and accept the temporary construction license regarding 60 Penhallow Street as submitted.

12. Request for License to Install a Projecting Sign for owner Deborah LaPointe, LastLooks; for property located at 18 Ladd Street On a unanimous roll call 9-0, voted to approve the aforementioned Projecting Sign Licenses 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

13. Acceptance of Donation to the Coalition Fund – Town of Carroll - \$2,000.00 – On a roll call 8-0, voted to approve and accept the donation, as listed, to be placed in the Coalition Fund. Councilor Kennedy abstained from voting.

14. Email Correspondence – On a unanimous roll call 9-0, voted to accept and place on file.

15. Letter from Lawrence Yerdon, Strawberry Banke, advising the City Council that Strawberry Banke Museum opened on July 1st to visitors and the museum is offering 90-minute tours, on the hour and half-hour, seven days each week through the end of October – On a unanimous roll call 9-0, voted to accept and place on file.
16. Letter from Tina Sawtelle, The Music Hall requesting permission to hold events every Thursday through Sunday this summer through the end of September (Not on agenda) – On a unanimous roll call 9-0, voted to refer to the City Manager with Authority to Act.
17. Requests regarding the Involuntary Merged Lots on 246 Thornton Street and 1240 Islington Street – Assistant Mayor Splaine gave notice that reconsideration of the requests regarding Involuntary Merged Lots will be acted upon at the August 3, 2020 City Council meeting.
18. Face Coverings Ordinance – On a unanimous roll call 9-0, voted to schedule a Work Session on Wednesday, July 22, 2020 at 7:00 p.m. regarding a Face Coverings Ordinance.
19. Adjournment – On a unanimous roll call 9-0, voted to adjourn at 9:15 p.m.

Respectfully submitted by:

Kelli L. Barnaby, MMC, CNHMC
City Clerk