

TO: KAREN CONARD, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING FROM SEPTEMBER 14, 2020 HELD BY ZOOM 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 2020-17, 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. Public Comment Session – There were 30 speakers: Matthew Glenn, Annie Poubeau, Robin Rousseu, Nicholas Kirsch, CJ Fleck, Barbara Grazier, Michael Rodriguez Torrant, Hannah Giovannucci, Marylou McElwain and Tristan Law (Middle Street Bike Lanes); Brian Wazlaw (State Primary Election/Mask Ordinance); Wendy Boutsianis, Andrew Bagley, Judy Miller, Elizabeth Barrett, Jane Zill, David Meuse, Arthur Carakatsane, Gerald Ward, Clare Kittredge, Joan Jacobs, Robin Vogt, Jon Gore, Jonathan Gallup – Winchester, NH, Valerie Rochon – Chamber of Commerce, Frank Staples – Manchester, NH, and MaryAnn Pumilia – Laconia, NH, (Mask Ordinance); Bernie Pelech (Unmerged Lots – 1240 Islington Street); Josh Denton (Pop Up Portsmouth); Charles Griffin (City Clerk/Bike Lanes).
3. First Reading of Ordinance amending Chapter 7, Article III, Section 7.326 – Limited Parking – 15 Minutes- On a unanimous roll call 9-0, voted to pass first reading of Chapter 7, Article III, Section 7.326, Limited Parking – Fifteen Minutes, and to schedule a public hearing and second reading at the October 5, 2020 City Council meeting.
4. First Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking- On a unanimous roll call 9-0, voted to pass first reading of Chapter 7, Article III, Section 7.330, No Parking and to schedule a public hearing and second reading at the October 5, 2020 City Council meeting.
5. First Reading of Ordinance amending Chapter 7, Article VI, Section 7601 – Limited Hours Loading Zones – On a unanimous roll call 9-0, voted to pass first reading of Chapter 7, Article VI, Section 7.601, Limited Hours Loading Zones, and to schedule a public hearing and second reading at the October 5, 2020 City Council meeting.
6. **On a unanimous roll call 9-0, voted** to suspend the rules in order to bring forward Item XVII B. & A. – Update on the Portsmouth Citizens Response Task Force and Presentation by Health Officer Kim McNamara regarding COVID-19 Update.
7. Update on the Portsmouth Citizens Response Task Force- James Peterson, Co-Chair spoke regarding the Mask Ordinance and requested that the Pop Up venue be extended from October 18, 2020 until October 31, 2020.

8. Presentation by Health Officer Kim McNamara regarding COVID-19 Update – Health Officer McNamara spoke regarding the number of current cases and outlined the symptoms. She reported the curve is beginning to flatten due to low activity levels of individuals. Discussion followed regarding numbers for Rockingham County and Portsmouth.
9. Third and Final Reading of Ordinance amending Chapter 3 – Public Health, Article XI – Face Coverings during the COVID-19 Pandemic, Section 3.1101 – Face Coverings Required – Move to pass third and final reading as presented.

On a unanimous roll call 9-0, voted to suspend the rules to allow for an effective date and a terminated date to the ordinance.

On a roll call vote 3-6, motion to amend the ordinance to add a start date to come from the State of New Hampshire or by the Health Officer declaring a State of Emergency **failed** to pass. Councilors Huda, Trace and Mayor Becksted voted in favor. Assistant Mayor Splaine, Councilors McEachern, Whelan, Lazenby, Kennedy and Tabor voted opposed.

On a roll call 7-2, voted to amend the ordinance to become effective immediately and to terminate on January 4, 2021. Assistant Mayor Splaine, Councilors McEachern, Whelan, Lazenby, Kennedy, Tabor and Trace voted in favor. Councilor Huda and Mayor Becksted voted opposed.

On a roll call 7-2, voted to pass third and final reading of the ordinance, as amended. Assistant Mayor Splaine, Councilors McEachern, Whelan, Lazenby, Kennedy, Tabor and Trace voted in favor. Councilor Huda and Mayor Becksted voted opposed.

10. **On a unanimous roll call 9-0, voted** to suspend the rules in order to move Item XIII. D.1. forward – Middle Street Bike Lanes.
11. Middle Street Bike Lanes – moved the parking of vehicles back to the curb for the Middle Street Bike Lanes immediately for the safety of all in lieu of the recent accident.

On a roll call vote 4-5, motion to amend and move the cars back to the curb one block up to Union Street for the safety of all in lieu of the recent accident **failed** to pass. Assistant Mayor Splaine, Councilors Whelan, Lazenby and Tabor voted in favor. Councilors Whelan, Kennedy, Huda, Trace and Mayor Becksted voted opposed.

On a roll call vote 4-5, motion to amend to have an engineering study for moving the vehicles back to the curb for the Middle Street Bike Lanes immediately for the safety of all in lieu of the recent accident **failed** to pass. Assistant Mayor Splaine, Councilors McEachern, Lazenby and Tabor voted in favor. Councilors Whelan, Kennedy, Huda, Trace and Mayor Becksted voted opposed.

On a roll call 5-4, voted to move the parking of vehicles back to the curb for the Middle Street Bike Lanes as soon as practical after consultation with the Department of Transportation for the safety of all in lieu of the recent accident. Councilors Whelan, Kennedy, Huda, Trace and Mayor Becksted voted in favor. Assistant Mayor Splaine, Councilors McEachern, Lazenby and Tabor voted opposed.

12. Adjournment – **On a unanimous roll call 9-0, voted** at 11:30 p.m. to adjourn the remainder of the meeting until next Tuesday, September 22, 2020 at 7:00 p.m.

Respectfully submitted by:

Kelli L. Barnaby, MMC, CNHMC
City Clerk