

CITY COUNCIL MEETING

Remote Meeting Via Zoom Conference Call

To register in advance for this meeting, click on the link below or copy and paste it into your web browser:

https://zoom.us/webinar/register/WN_eUv5ZK6MRH6s-Gxqgg73Dg

You are required to register in advance to join the meeting over Zoom, a unique meeting ID and password will be provided once you register. Please note, this meeting will also be broadcast on the City's YouTube Channel. Public comments for the Council's consideration can be emailed in advance via the City's web site: <https://www.cityofportsmouth.com/citycouncil/contact-all-city-councilors>.

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.

DATE: TUESDAY, SEPTEMBER 22, 2020

TIME: 7:00PM

(CONTINUED FROM SEPTEMBER 14, 2020)

Items stricken have been voted upon

AGENDA

- ~~I. WORK SESSION – THERE IS NO WORK SESSION THIS EVENING~~
- ~~II. PUBLIC DIALOGUE SESSION [when applicable – every other regularly scheduled meeting] – **POSTPONED**~~
- III. CALL TO ORDER [7:00 p.m. or thereafter]
- IV. ROLL CALL
- V. INVOCATION
- VI. PLEDGE OF ALLEGIANCE
- ~~VII. ACCEPTANCE OF MINUTES *(There are no minutes on for acceptance this evening)*~~
- ~~VIII. RECOGNITIONS AND VOLUNTEER COMMITTEE REPORTS~~
- ~~IX. PUBLIC COMMENT SESSION – *(Via Zoom)*~~
- ~~X. PUBLIC DIALOGUE SUMMARY [when applicable] – **POSTPONED**~~
- ~~XI. PUBLIC HEARINGS AND VOTES ON ORDINANCES AND/OR RESOLUTIONS~~
 - ~~A. First Reading of Ordinance amending Chapter 7, Article III, Section 7.326 – Limited Parking – 15 Minutes~~
 - ~~B. First Reading of Ordinance amending Chapter 7, Article III, Section 7.330 – No Parking~~
 - ~~C. First Reading of Ordinance amending Chapter 7, Article VI, Section 7.601 – Limited Hours Loading Zones~~
 - ~~D. 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~~

XII. MAYOR BECKSTED

1. *City Manager Contract Amendment
2. Appointments to be Considered:
 - Appointment of Margot Doering to the Historic District Commission as a Regular Member filling the unexpired term of Cyrus Beer
 - Appointment of Paul Reardon to the Historic District Commission as a Regular Member replacing Dan Rawling
 - Appointment of Michelle Consolazio to the Citizens Advisory Committee
3. *Appointment to be Voted:
 - Appointment of Thaddeus Jankowski to the Conservation Commission
 - Appointment of Adam Webster to the Conservation Commission
 - Appointment of Jane Wright as an Alternate to the Conservation Commission

XIII. CITY COUNCIL MEMBERS

A. ASSISTANT MAYOR SPLAINE

1. ~~Face Covering Exceptions~~

B. COUNCILOR McEACHERN

1. Report Back from Legislative Subcommittee regarding NHMA 2021-2022 Final Legislative Policy Recommendations

C. COUNCILOR LAZENBY

1. *Request for Report on Compliance with Mask Guidelines at September 8, 2020 Primary Election

D. COUNCILOR HUDA

1. ~~Middle Street Bike Lanes (**Sample motion – move the parking of vehicles back to the curb in Middle Street Bike Lanes immediately for safety of all in lieu of the recent accident**)~~

E. COUNCILOR TABOR

1. Middle Street Long-Term Task Force (**Sample motion – move to approve the creation of a citizen task force to answer the question: “How can we make Middle Street a bicycle-pedestrian-vehicle boulevard that works for everyone and enhances the city?”**)
2. *Clipper Strong Fund Update and Small Grant Program

F. COUNCILOR TRACE

1. *Report Back from City Manager Conard on a verification of and possible suggestions to the following:
 - Sunset Date of October 18, that was/is set for the Citizens Response Taskforce
 - Verification of the Sunset Date of October 18 for the use of Bridge Street Parking Lot by Popup NH
 - Verification of finances of the Bridge Street Parking Lot specifically as to how much it has cost taxpayers in gross lost parking revenue at present – approx. \$80,000.00. And if present use by present group were extended to January 1, 2020 – approximately \$200,000.00 total figured at 80% usage? Plus \$50,000.00 in goods and services from Cares Act would be a total benefit of \$250,000.00 to the group with a \$200,000.00 loss of gross parking revenue to Taxpayers of Portsmouth?
 - Possible ideas of relocation for Popup NH that would not result in a similar probable tax burden on the already struggling taxpayers of Portsmouth and a strain on other local businesses in the area due to the loss of parking for customers

XIV. APPROVAL OF GRANTS/DONATIONS

- A. *Acceptance of Police Department Grant - \$24,759.00 from the NH Department of Justice
- B. Acceptance of Grant for Household Hazardous Waste Collection

XV. CITY MANAGER'S ITEMS WHICH REQUIRE ACTION

A. CITY MANAGER CONARD

City Manager's Items Which Require Action:

1. Request for Approval of Portsmouth School Cafeteria Contract
2. Request for Approval of Portsmouth School Custodial Contract
3. Request for Approval of Portsmouth School Paraprofessionals Contract
4. Request for Approval of Portsmouth AFSCME 1386B Contract
5. Sagamore Avenue Sewer Extension Project
6. Construction License for 99 Hanover Street
7. 46-64 Maplewood Avenue Temporary Construction License Extension
8. Request to Waive Prescott Park Arts Festival Annual Consideration Fee
9. Request to Waive Gundalow Company Annual Consideration Fee
10. Request to Waive NH Art Association Annual Consideration Fee
11. Request to Renew Antenna License of Portsmouth Community Radio (WSCA)

XVI. CONSENT AGENDA

- A. Request for License to Install a Projecting Sign for owner Samuel Habib, The Hub Smoke and Vape for property located at 222 State Street (***Anticipated action - move 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***
- B. Acceptance of Sidewalk and Drainage Easement for 95 Brewster Street (***Sample motion – move to accept a sidewalk easement and a drainage easement for 95 Brewster Street as presented***)
- C. Acceptance of Drainage Easement for 185 Edmond Avenue (***Anticipated action – move to authorize the City Manager to accept a drainage easement over land at 185 Edmond Avenue from Ryan and Adrienne Cress (Tax Map 220 Lot 56)***)
- D. Request for a License to Install a Projecting Sign for owner Kaylee Donovan, The Gallery Salon for property located at 951 Islington Street (***Anticipated action - move 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***
- E. Letter from Melissa Walden, American Lung Association, requesting permission to hold the Cycle the Seacoast on May 2, 2021 (***Anticipated action – move to refer to the City Manager with Authority to Act***)

- F. Letter from Barbara Massar, Pro Portsmouth, Inc., requesting permission to hold the following events in 2021:
- First Night Portsmouth 2021, Thursday, December 31, 2020
 - Children’s Day, Sunday, May 2, 2021; Noon – 4:00 p.m.
 - 44th Annual Market Square Day Festival & 10K Road Race – Saturday, June 12, 2021; 9:00 a.m. to 4:00 p.m.
 - 18th Annual Summer in the Street, Saturday evenings 5:00 p.m. – 9:30 p.m. – July 10, July 17, July 24, July 31
Street Closures: 4:00 p.m. (set up) – 9:30 p.m. (cleanup) – Pleasant Street – Porter Street to Market Square

(Anticipated action – move to refer to the City Manager with Authority to Act)

XVII. PRESENTATIONS & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS

- A. ~~*Presentation by Health Officer Kim McNamara regarding COVID-19 Update~~
- B. ~~*Update on the Portsmouth Citizens Response Task Force~~
- C. Email Correspondence ***(Sample motion – move to accept and place on file)***
- D. Letter from Erik Newman, EverSource, requesting to Name an Unnamed Private Road and Assign 911 Numbering to the Improvements Accessed Therefrom ***(Sample motion – move to refer to the Planning Board for report back)***
- E. Report Back on Request of Restoration of Involuntary Merged Lot – 1240 Islington Street ***(Tabled from the August 18, 2020 City Council meeting)***
- F. Letter from Stephen Iandoli Requesting the Renaming the South Mill Pond Complex in Honor of Rus Wilson

XVIII. CITY MANAGER’S INFORMATIONAL ITEMS

1. Report Back on Middle Street Bike Lanes as Requested at the August 18, 2020 Council meeting
2. Report Back on Lease Agreements and Licenses for Non-Profits
3. Report Back from Sewer and Water on Large Rain Events and Combined Sewer Overflows as Requested at the July 13, 2020 City Council meeting
4. Report Back and Update on CARES Act Fund Allotment as Requested at the August 18, 2020 City Council meeting
5. *2020 Assessment Ratio Study
6. *Household Hazardous Waste Day – October 3, 2020

XIX. MISCELLANEOUS BUSINESS INCLUDING BUSINESS REMAINING UNFINISHED AT PREVIOUS MEETING

XX. ADJOURNMENT [at 10:00 p.m. or earlier]

**KELLI L. BARNABY, MMC/CNHMC
CITY CLERK**

** Indicates verbal report*